

SUBSIDIARY LEGISLATION 363.143

**OUTDOOR ACTIVITIES WITHIN THE LOCALITY
OF MELLIEHA (MELLIEHA LOCAL COUNCIL)
BYE-LAWS**

29th September, 2017

*LOCAL COUNCIL BYE-LAW 37/2/2017, as amended by Local Council
Bye-Law 37/04/2020.*

1. The title of these Bye-Laws is the Outdoor Activities within the Locality of Mellieha (Mellieha Local Council) Bye-Laws. Citation.

2. In these Bye-Laws unless the context otherwise requires: Interpretation.
Amended by:
L.C.B.L. 37/04/
2020.

"the Act" means the Local Government Act; Cap. 363.

"activity" means any outdoor event which falls within the scope of these bye-laws;

"applicant" means a person applying for a permit in terms of these bye-laws, be it an individual, company, club or association;

"application" means a request made by an applicant to the Council in accordance with these bye-laws, in the form shown in the Sixth Schedule to these Bye-Laws;

"camp" includes any type of camp or encampment be it of textile or canvas or other temporary structure, but excludes umbrellas;

"Camper" means any vehicle propelled by mechanical power designed for the transport of persons which is equipped with beds or with facilities for the preparation of food;

"camping area" means an area marked in plans shown in the First Schedule to these Bye-Laws designated for the erection of camps;

"caravan" means any vehicle, without mechanical power of its own, designed for the transport of persons which is equipped with beds or with facilities for the preparation of food;

"the Council" means the Mellieha Local Council;

"a Day" means from midnight to midnight of the following day;

"Gazebo" includes all types of roofed structures of fabric or canvas, usually, but not necessarily with open sides, providing a

shady place, but excludes umbrellas;

"locality" means the locality of Mellieħa as defined in the Act;
"private land" means such land in respect of which a person has title
or which is given on encroachment.

"motor vehicle" shall have the same meaning as that given to it
in the Traffic Regulation Ordinance

Cap. 65.

Prohibition of
certain activities.
Amended by:
L.C.B.L. 37/04/
2020.

3.1.1. Without prejudice to the provisions of any other law
which requires the necessity of a permit from any other authority, no
person may erect a cap, caravan or undertake catering activities in
any place within the locality including in any designated beach,
without the prior written authorisation of the Council given in terms
of these bye-laws and the conditions stipulated in the permit issued,
which conditions shall be considered as part of these bye-laws. These
permits are subject to and shall be read in conjunction with the
provisions of all the Regulations and conditions stipulated in the
Trees and Woodlands Protections Regulations.

S.L. 549. 123.

Provided that no written authorisation from the Council
in terms of these bye-laws shall be required to place a camper if the
following conditions are adhered to:

- (a) that no nuisance or inconvenience is caused to
the inhabitants or passers by in the streets, by the use of a
generator or any other machinery;
- (b) that the camper is parked within a permitted
parking space as permitted by traffic regulations;
- (c) that no objects are placed on the pavement or in
the street or around the camper:

Provided that no motor vehicle, or caravan shall
be parked in Zones designated as camping areas A, B and C, as
indicated in the First Schedule:

Provided further that no campers or caravans
shall be parked in the locations indicated in the Fifth Schedule
to these bye-laws;

Provided further that no written authorisation
from the Council in terms of these Bye- Laws shall be required
to erect a gazebo near the seashore:

Sohowever that no gazebo may be erected if a footpath
of a meter and a half is not left around it and it is dismantled
from dusk until dawn of the following day;

3.1.2. The Council may authorise outdoor cooking at the
beaches indicated in the First and Second Schedule to these Bye-

Laws:

Provided that outdoor cooking done by charcoal or firewood, or the use of generators or the playing of amplified music, is not permitted "at the beaches and designated camping areas indicated in the First and Third Schedule to these Bye-Laws.

Provided further that outdoor cooking at the beaches indicated in the Fourth Schedule to these Bye-Laws is not permitted.

3.2. The Council may erect signs to indicate that an area is a designated beach or a camping area for the purposes of these Bye-Laws. Signs.

3.3. No authorisation in terms of the provisions of these Bye-Laws shall be required for an activity which takes place on private land. Exception.

4.1. The Council may, on an application made by any person, grant a permit for an activity to be held in any part of the locality, subject to such conditions which the Council may deem fit to impose. Permits.

4.2. When submitting an application for a permit, the applicant shall indicate the number of participants to whom the activity would be intended and in default, it shall be presumed that the activity is intended for more than fifty persons. Number of attendees.

4.3. The applicant shall be held responsible for the cleaning of the site following such activity. Cleansing.

4.4. The fees for the authorisation under these Bye-Laws shall be those indicated in the Seventh Schedule. Fees.
Amended by:
L.C.B.L. 37/04/
2020.

5. Any person who acts in contravention of any provisions of these Bye-Laws or who contravenes any conditions imposed in a permit granted in terms of these Bye-Laws shall, on conviction, be liable to a fine (*ammenda*) of not less than one hundred euro (€100) and not more than five hundred euro (€500). Penalties.
Amended by:
L.C.B.L. 37/04/
2020.

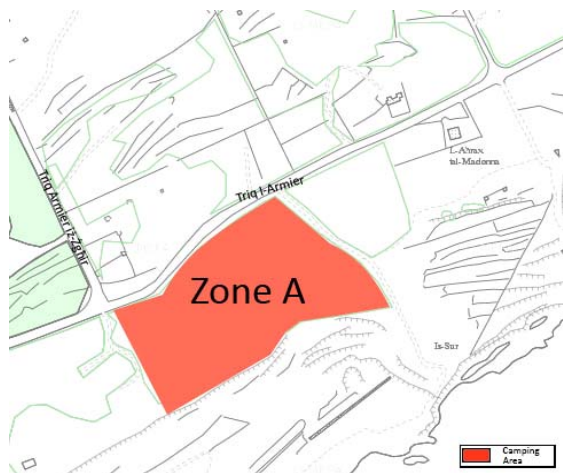
Amended by:
L.C.B.L. 37/04/
2020.

FIRST SCHEDULE

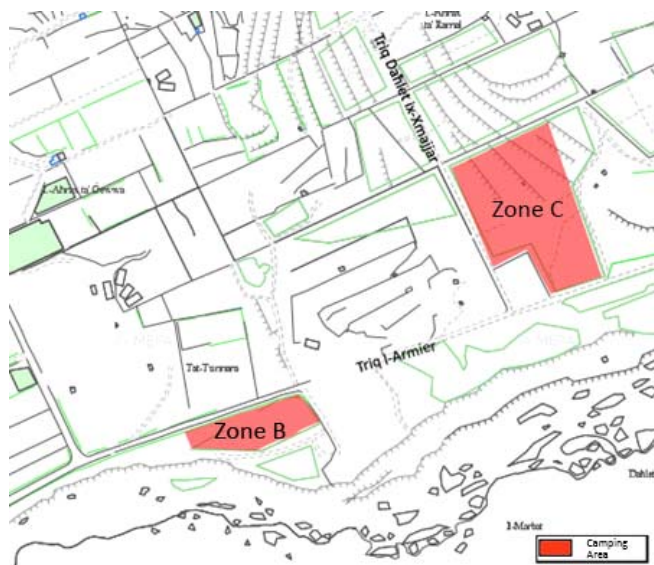
**Designated Camping Areas where outdoor cooking is prohibited
with the use of charcoal and firewood.**

(Bye-law 2)

L-Ahrax tal-Madonna (Zone A)



L-Ahrax tat-Tunnara (Zone B); and L-Ahrax tar-Ramel (Zone C)



Il-Qortin it-Twil (Zone D)



SECOND SCHEDULE

**Beaches where outdoor cooking is authorised
(Bye-law 3.1A)**

- Bajja tal-Mixquqa (without the use of charcoal and firewood);
- Bajja tal-Ghadira (in the central part without the use of charcoal and firewood);
- Bajja tal-Armier;
- Bajja tal-Armier iż-Żghir;
- Ramla tat-Torri l-Abjad;
- Bajja tal-Mistra;
- Ramlet il-Qortin;
- Il-Bajja ta' Wied Musa &
- Ix-Xatt ta' Santa Marija.

THIRD SCHEDULE

Beaches where outdoor cooking done by charcoal or firewood, or the use of generators or the playing of amplified music, is not permitted.

(Bye-law 3.1A)

Il-Bajja tal-Ghadira (Central Part)**Il-Bajja tal-Mixquqa**

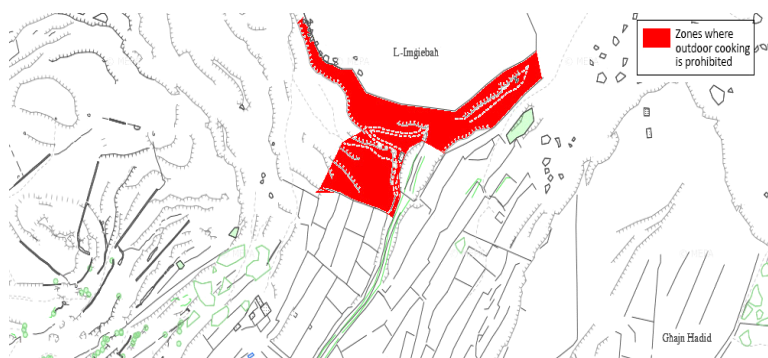
FOURTH SCHEDULE

Beaches where outdoor cooking is not permitted
(Bye-law 3.1A)

Il-Bajja tal-Ghadira (Sandy part)



Il-Bajja tal-Imgiebah

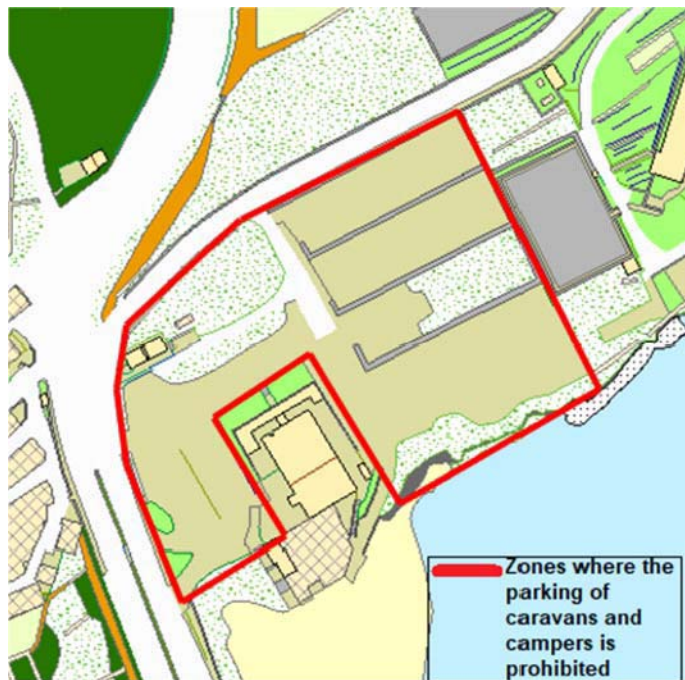


Added by:
L.C.B.L. 37/04/
2020.

Fifth Schedule

Locations where the parking of caravans and campers is prohibited.
(bye-law 3.1.1.)

The parking area at Ghadira Bay, bordered by Triq il-Marfa, the road leading to Ta' Qassisu area and the foreshore.



*Renumbered/
Amended by:
L.C.B.L. 37/04/
2020.*

**SIXTH SCHEDULE
LOCAL GOVERNMENT ACT
(CAP. 363)**

Application Form Outdoor Activities within the locality of Mellicha (Mellicha Local Council) Bye-Laws, 2017

The Executive Secretary,
Mellicha Local Council

Permission is hereby being requested in terms of the above-cited Bye-laws for the following activity:

Date/s: _____ Time: _____

Activity: ☐ Barbecue ☐ Camping ☐ Caravan

Number of attendees: ☐ 0 to 15 ☐ 16 to 50 ☐ 51 to 100 ☐ more than 100

☐ Voluntary Organisation

Site (has to be marked on a site plan):

I hereby undertake to abide by all conditions which the Council may deem fit to impose as well as to clean the site immediately after the activity

(Signature)

Name: _____ ID card no: _____

Address: _____

Tel: _____



Kunsill Lokali ta-Mellicha

1.

2.

3.

Fee Paid:

Receipt Number:

STAMP

(Executive Secretary)

*Renumbered by:
L.C.B.L. 37/04/
2020.*

SEVENTH SCHEDULE
(Bye- Law 4.4)

The fees to be paid for a permit to be issued under these
Bye Laws shall be as follows:

For each day during which outdoor cooking would be held €5

So however that:

For each day which an activity would be held when it would be foreseen that the activity
will be attended by more than fifteen persons. €10

For each day which an activity would be held when it would be foreseen that the activity
will be attended by more than fifty persons €15

For each day which an activity would be held when it would be foreseen that the activity
will be attended by more than one hundred persons. €50

When the activity is organised by a Voluntary Organisation as defined by the Voluntary
Organisations Act NIL.
