L.N. 1 of 2002

ENVIRONMENT PROTECTION ACT, 2001
(ACT NO. XX OF 2001)

Protection of Birds and Wild Rabbit (Amendment) Regulations, 2002

BY virtue of the powers conferred by articles 9 of the Environment Protection Act, 2001, the Minister for the Environment, after consultation with the Environment Protection Department nominated as the competent authority for the purposes of the said Act, has made the following regulations:-

Citation and commencement.

1. (1) The title of these regulations is the Protection of Birds and Wild Rabbit (Amendment) Regulations, 2002, and shall be read and construed as one with the Protection of Birds and Wild Rabbit Regulations, 1993, hereinafter referred to as "the principal regulations". L.N. 146 of 1993.

(2) These regulations shall be deemed to have come into force on the 28th December, 2001.

Repeal of L.N. 333 of 2001.

2. The Bird and Wild Rabbit (Amendment) Regulations, published by Legal Notice 333 of 2001, shall be repealed and shall be deemed never to have been read and construed as one with the principal regulations; and the principal regulations shall be deemed never to have been amended by those regulations.

Amends regulation 7 of the principal regulations.

3. Immediately after subregulation (3) of article 7 of the principal regulations there shall be added the following new subregulation:

"(4) Whosoever shall not have in his possession the identity card referred to in the subregulations (1), (2) and (3) of this regulation, shall within twenty four hours present such identity card and any licence issued in his name by the Commissioner according to law.".

Amends regulation 11 of the principal regulations.

4. For subregulations (1) and (2) of regulation 11 of the principal regulations, there shall be substituted the following:-

"(1) Any person who wishes to renew the licence for the taking of birds, must have in his possession a recommendation from a legally constituted organization representing bird trappers:

Provided that any legally constituted organization representing bird trappers that shall grant the recommendation referred to in this subregulation, may only grant such recommendation to an applicant who has become a member or renewed his membership in the same organization which issues the recommendation after the same applicant has duly filled in and presented the form of the Permit for Hunting and Trapping, *Carnet de Chasse*, which was valid for the previous year.

(2) Any legally constituted organization representing bird trappers which grants the recommendation referred to in subregulation (1) hereof, shall collect the forms of the Permit for Hunting and Trapping, *Carnet de Chasse*, submitted to it and forward them to the Director, Environment Protection Department, by not later than the 8th day of May of each year.".

Substitutes Schedule IV to the principal regulations.

5. For Schedule IV to the principal regulations there shall be substituted the following new schedule:-

Siltiet mir-regolamenti dwar il-kaċċa u l-insib

A.L.10⁹ ta' l-2000 2(b) (1)

Ebda persuna ma għandha ġġorr arma tan-nar, sew jekk ikkarġata jew m'hix, li ma tkunx qiegħda fil-ġħata tagħha, jew tispara xi arma oħra tan-nar, waqt li tkun anqas minn 200 metru minn kwalunkwe belt jew raħal, jew f'postijiet oħra abitati, jew anqas minn 50 metru minn toroq prinċipali u arterji:

Iżda fil-każ ta' toroq sekondarji u mogħdijiet fil-kampanja, din id-distanza ma tapplikax: Iżda wkoll l-arma tan-nar ma għandiex tkun imnirata lejn triq jew mogħdija.

A.L.23 ta' l-1997

'Staġun magħluq' tfisser:

a) dwar il-kaċċa ta' l-għasafar mhux minn fuq il-baħar:
   i) f'kull żmien bejn l-1 ta' Frar u l-24 ta' Marzu ta' kull sena; u
   ii) f'kull żmien bejn it-23 ta' Mejju u l-31 ta' Awissu ta' kull sena; u
   iii) barra mill-perijodu msemmi fis-subparagrafi (i) u (ii) ta' qabel dan u bla ħsara għad-dispożizzjonijiet tar-regolament 15 ta' dawn ir-regolamenti, kull nhar ta' Ħadd u kull btala pubblika mis-siegħa ta' wara nofsinhar (1pm) 'l quddiem.

b) dwar it-tehid ta' l-għasafar mhux minn fuq il-baħar:
   i) f'kull żmien bejn l-1 ta' Frar sa l-aħħar ġurnata ta' Frar ta' kull sena; u
   ii) f'kull żmien bejn it-23 ta' Mejju u l-31 ta' Awissu ta' kull sena;

c) dwar it-tehid u l-kaċċa ta' l-għasafar minn fuq il-baħar, f'kull żmien bejn l-1 ta' Marzu u t-30 ta' Settembru ta' kull sena;

d) dwar it-tehid u l-kaċċa tal-fenek selvaġġ:
   i) bejn l-1 ta' Jannar u l-31 ta' Mejju ta' kull sena; u
   ii) barra mill-perijodu msemmi fis-subparagrafu (i) ta' qabel dan u bla ħsara għad-dispożizzjonijiet tar-regolament 15 ta' dawn ir-regolamenti, kull nhar ta' Ħadd u kull btala pubblika mis-siegħa ta' wara nofsinhar (1pm) 'l quddiem.

A.L.146 ta' l-1994 5

(1) Ebda persuna li tkun qed tifittex, jew iddur għall-kaċċa ma tista' tidħol f'għelieqi, raħal', artijiet jew reċint iehor ta' terzi persuni kontra r-rieda tagħhom.

11 (2) It-tehid ta' l-għasafar għandu jsir biss permezz ta' xbieki tradizzjonali magħrufin bħala *clap-net* li jikkonsisti f'żewġ xibkiet mifruxa ċatt ma' l-art li jaqbdu l-għasafar billi jingalbu fuq xulxin ma' l-art.

13 (1) L-użu ta' lixka velenuża jew li theddel, snanar, turmentina, nuċa, jew xi sustanzi jew metodi oħra bħal dawn; xi gass, jew me elettriku jew elettroniku, speċjalment l-użu ta' istrir ta' għasafar reġistrati (*pre-recorded bird calls*)

Kif timla l-formola

- Imla l-formola kull ġimgħa.
- Niżżel in-numru ta' kull ġimgħa fin-numru rispettiv.
- Kull kaxxa tirreferi għall-ġimgħa *mit*-Tnejn sal-Ħadd.
- Importanti li din il-formola tintela kull ġimgħa.

Ministeru għall-Ambjent
Dipartiment għall-Ħarsien ta' l-Ambjent

Permess għall-kaċċa u nsib

Carnet de chasse
Sena .....

SCHEDULE IV

B 8

Ippubblikat mid-Dipartiment ta' l-Informazzjoni – 3, Pjazza Kastilja – *Published by the Department of Information – 3, Castille Place*
Mitbugħ fl-Istamperija tal-Gvern – *Printed at the Government Printing Press*

Prezz 8c – *Price 8c*