L.C.B.L. 37/2/2009

LOCAL COUNCILS ACT
(CAP. 363)

Outdoor Activities within the Locality of Mellieħa (Mellieħa Local Council) Bye-Laws, 2009

IN exercise of the powers conferred by articles 34, 35(8) and 60 of the Local Councils Act, the Mellieħa Local Council has made the following Bye-Laws:-

Citation.

1.1 The title of these Bye-Laws is Outdoor Activities within the Locality of Mellieħa (Mellieħa Local Council) Bye-Laws, 2009.

Commencement.

1.2 These Bye-Laws shall come into force upon their publication in the Gazette.

Interpretation.

2. In these Bye-Laws, unless the context otherwise requires:-

"the Act" means the Local Councils Act;

"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 Third Schedule to these bye-laws;

"designated beach" means any bay or beach listed in the First 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;

"camping area" means an area marked in plans shown in the Second Schedule to these bye-laws designated for the erection of camps;

"caravan" means any vehicle, with or 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, and includes campers;

"the Council" means the Mellieħa Local Council;

"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.

Prohibition of certain activities.

3.1 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 camp or place a 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:

Provided that no written authorisation from the Council in terms of these bye-laws shall be required for a catering activity in any part of the locality, except in a designated beach, insofar as such activity would be limited to fifteen persons.

Provided further that no written authorisation from the Council in terms of these bye-laws shall be required for the erection of a camp in a camping area insofar as such camp would be intended for not more than fifteen persons.

Signs.

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.

Exception.

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.

Permits.

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.

Number of attendees.

4.2 When submitting an application for a permit, the applicant shall indicate the number of participants for whom the

activity would be intended and in default, it shall be presumed that the activity is intended for more than fifty persons.

Cleansing.

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

Fees.

4.4 No permit shall be issued unless the applicant pays a fee to the Council of twenty-five euro (€25) for each day during which an activity would be held:

Provided that the fee shall be of ten euro (€10) for each day during which an activity would be held when it would be foreseen that the activity will be attended by more than fifteen persons but less than fifty persons:

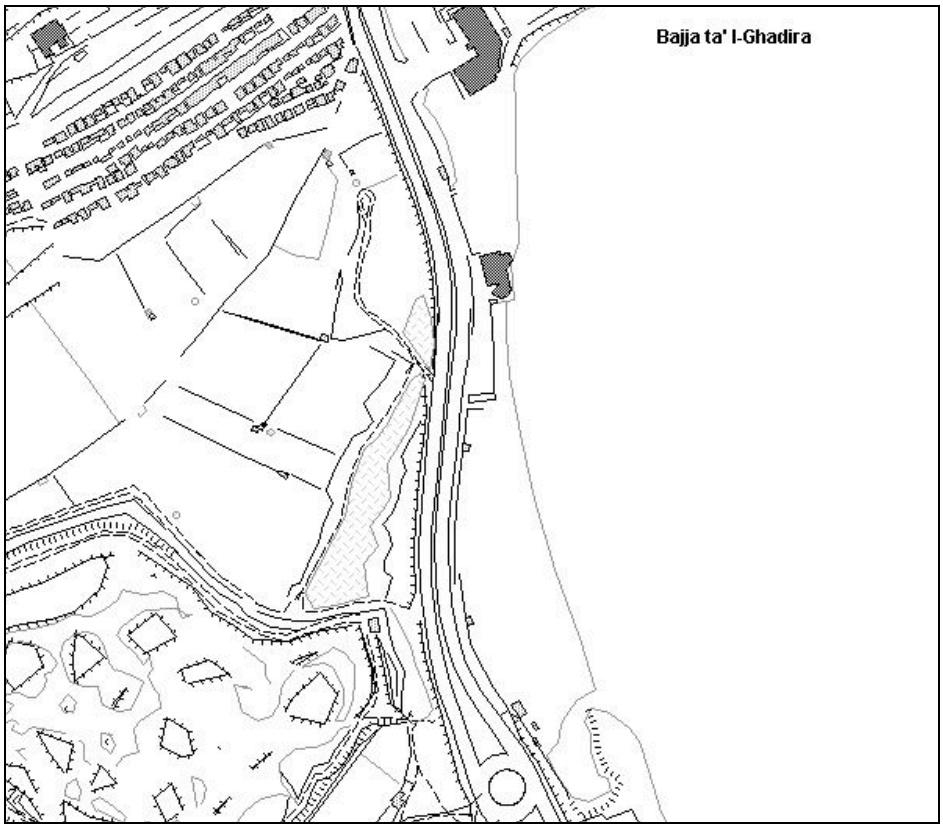
Provided further that the fee payable on an application made by an applicant to place a caravan within the locality shall be of ten euro (€10) for each day.

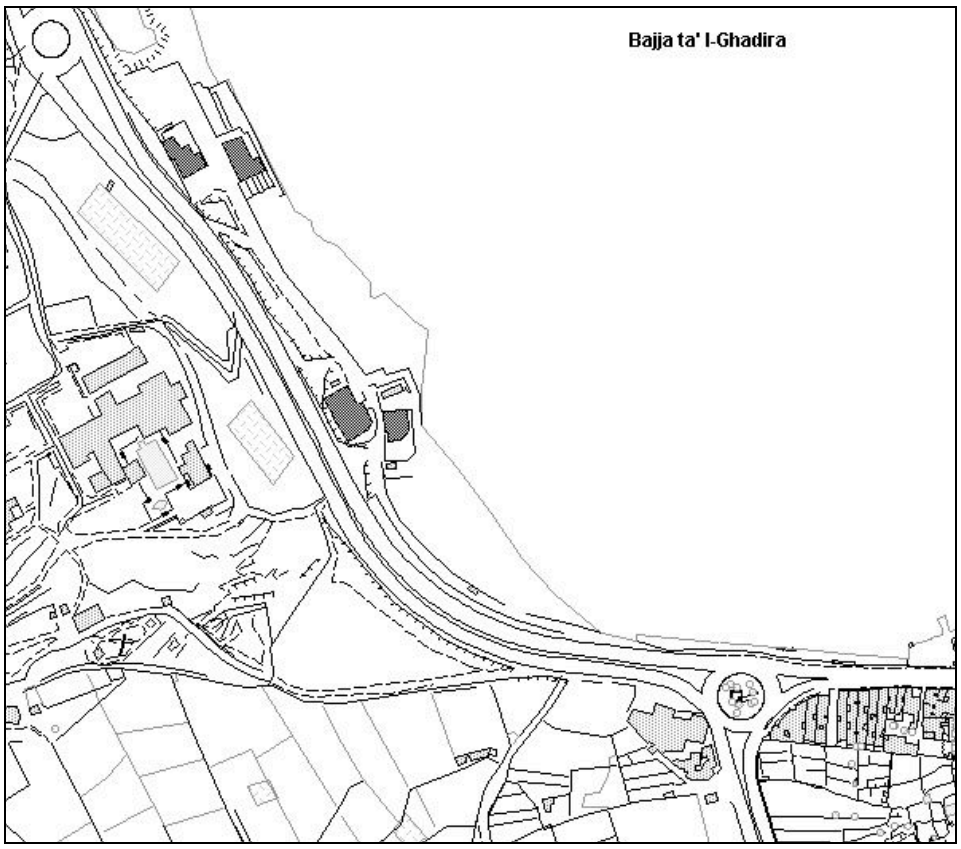
Penalties.

5. Any person who acts in contravention of any provision of these Bye-Laws or who contravenes any condition imposed in a permit granted in terms of these Bye-Laws shall, on conviction, be liable to a fine (*ammenda*) of not more than sixty-nine euro eighty-eight cents (€69.88) for such contravention.

FIRST SCHEDULE

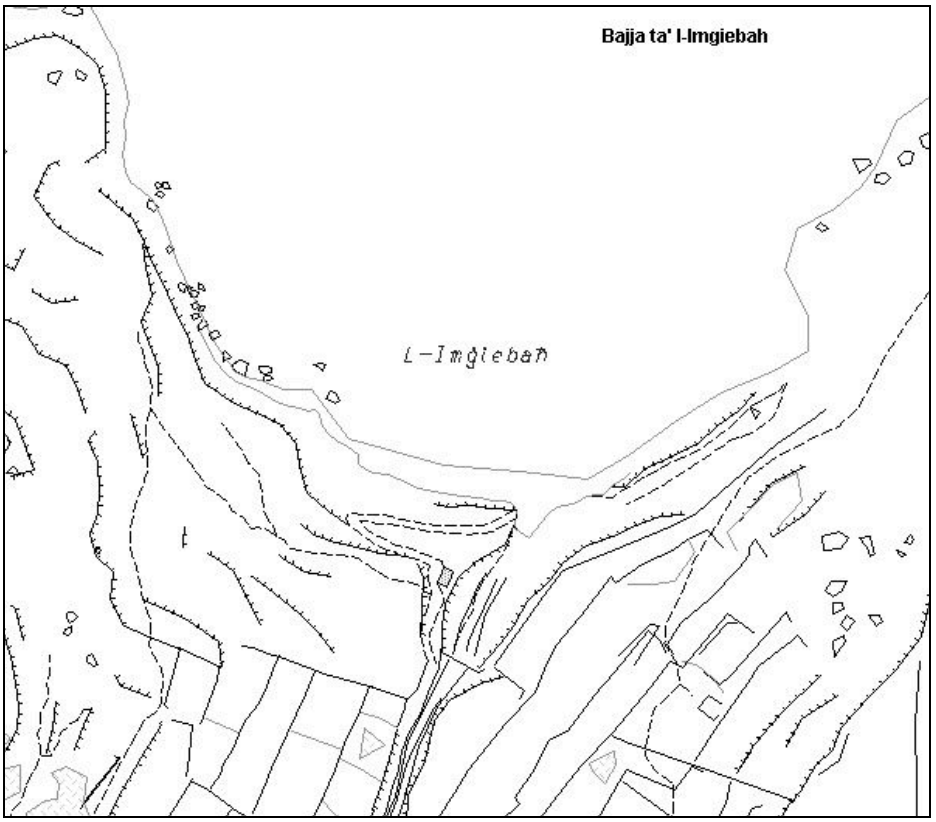
List of Designated Beaches
(Bye-Law 2)





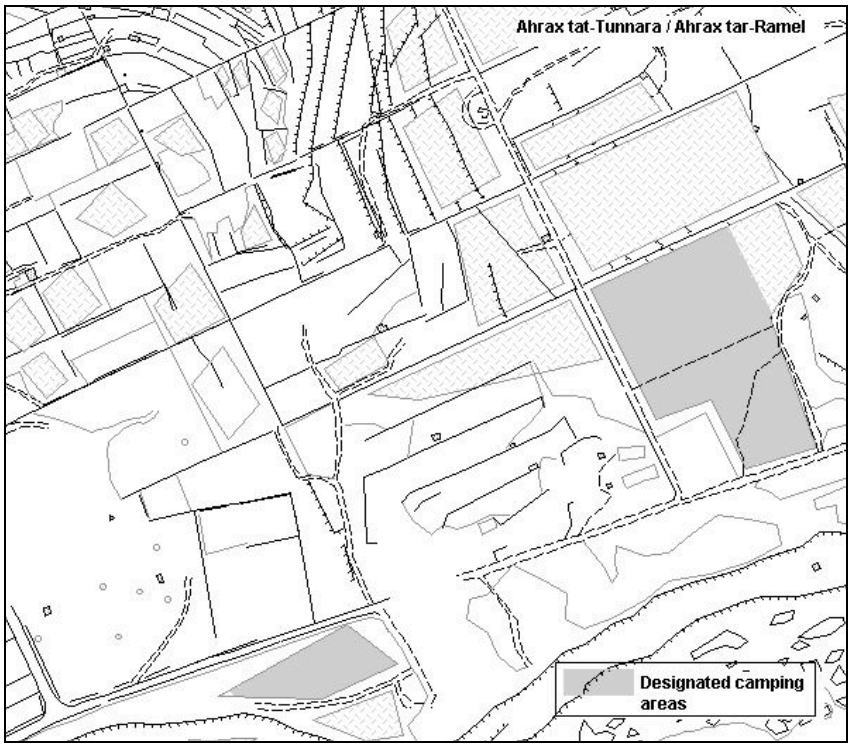
FIRST SCHEDULE

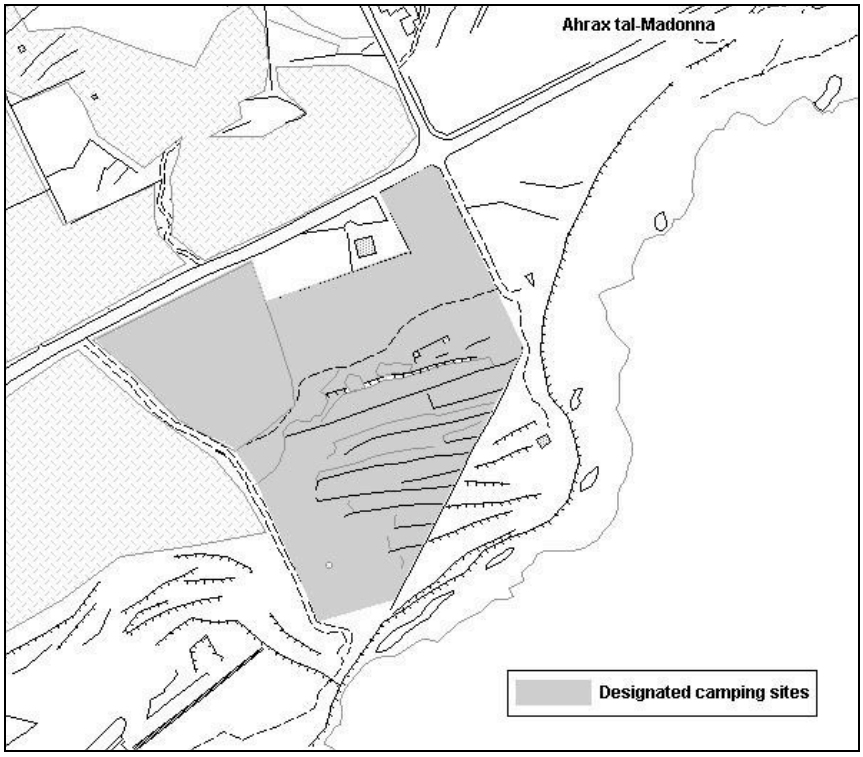
List of Designated Beaches
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SECOND SCHEDULE

Designated Camping Areas





THIRD SCHEDULE

Application Form

(Bye-Law 2)

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APPLICATION

The Executive Secretary,
Mellieha 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 ☐ 1 to 15 ☐ 16 to 50 ☐ 51 or more

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:

Mellieħa Local Council

In exercise of powers conferred by bye-law 4.1 of the **Outdoor Activities within the Locality of Mellieħa (Mellieħa Local Council) Bye-Laws, 2009**, the requested permit is hereby being granted, subject to the following conditions:

1.

2.

3.

...

Fee Paid: Receipt Number:

STAMP (Executive Secretary)