VERŻJONI ELETTRONIKA

L.N. 269 of 2011

CODE OF POLICE LAWS
(CAP. 10)

Maintenance of Good Order at Places of Entertainment (Amendment) Regulations, 2011

IN exercise of the powers conferred by articles 183(2) and 203 of the Code of Police Laws, the Minister for Justice and Home Affairs has made the following regulations:-

Citation.

1. The title of these regulations is the Maintenance of Good Order at Places of Entertainment (Amendment) Regulations, 2011 and these regulations shall be read and construed as one with the Maintenance of Good Order at Places of Entertainment Regulations, hereinafter referred to as the "principal regulations".

S.L. 10.40.

Amends regulation 2 of the principal regulations.

2. Regulation 2 of the principal regulations shall be amended as follows:

(a) immediately after the definition "Commissioner' there shall be inserted the following definition:

" "concert venue" means a place where a musical performance by one or more performing artists present at the venue is held for an audience;";

(b) immediately after the definition of "inhabited area" there shall be inserted the following new definition:

" "performing artist" does not include a disc jockey or an actor performing a part in a play other than a musical;";

(c) in the definition of "place of entertainment" the words "excluding such theatre when staged dancing is watched by a seated audience" there shall be substituted the words "excluding places where seats are provided for stage performances or plays to be watched by a completely seated audience" and immediately after the words "show or dancing is carried out;" there shall be added the words "but does not include a concert venue;"; and

(d) in the definition of "proprietor" immediately after the words "of such juridical person." there shall be added the words "Proprietor" shall not include the Commissioner of land in relation to places of entertainment or concert venues which consist of streets or other public property.".

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Amends regulation 4 of the principal regulations.

3. In regulation 4 of the principal regulations the words "the premises," shall be substituted with the words "a place of entertainment or a concert venue,".

Amends regulation 5 of the principal regulations

4. In regulation 5 of the principal regulations for the words "any place of entertainment." there shall be substituted the words "any place of entertainment or concert venue.".

Amends regulation 6 of the principal regulations.

5. In regulation 6 of the principal regulations, immediately after subregulation (5) there shall be added the following subregulation:

"(6) Persons under the age of seventeen may be allowed inside a concert venue. Provided that:

(a) where alcoholic beverages are sold or made available at a concert venue to which persons under the age of seventeen are admitted, such alcoholic beverages shall only be sold or served in a physically separate area of the concert venue as indicated or approved by the Commissioner to which access shall be limited to persons over seventeen years of age; and

(b) the Commissioner may if he considers it necessary:

(i) order the proprietor to observe any conditions and to make any arrangements as the Commissioner may notify to the proprietor for the purpose of preventing the happening of any violation of the law relating to the maintenance of public order at the concert venue or relating to the sale of alcoholic beverages or tobacco products to persons who are not legally entitled to purchase such products at or in the vicinity of the said venue;

(ii) require the proprietor to provide a bank guarantee to the satisfaction of the Commissioner and in an amount not exceeding fifty thousand euro (50,000) for the purpose of guaranteeing that no alcoholic beverages will be sold to or consumed by persons under the age of seventeen at the concert venue and for the purpose of guaranteeing the observance of all the obligations and conditions relating to the order referred in subparagraph (i).".

Amends regulation 7 of the principal regulations.

6. In regulation 7 of the principal regulations, in subregulation (1) thereof, immediately after the words "or is leaving a place of entertainment" there shall be added the words "or a concert

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venue".

Amends regulation 8 of the principal regulations.

7. In regulation 8 of the principal regulations immediately after the words "of a place of entertainment" there shall be added the words "or a concert venue".

Amends regulation 9 of the principal regulations.

8. Regulation 9 of the principal regulations shall be amended as follows:

(a) in subregulation (3) thereof immediately after the words "of those areas of a place of entertainment" there shall be added the words "or of a concert venue" and in the proviso thereto immediately after the words "of those areas of a place of entertainment" there shall be added the words " or of a concert venue";

(b) in subregulation (4) thereof immediately after the words "in those areas of a place of entertainment" there shall be added the words "or of a concert venue"; and

(c) in subregulation (5) thereof immediately after the words "in a place of entertainment" there shall be added the words "or a concert venue".

Amends regulation 10 of the principal regulations.

9. In regulation 10 of the principal regulations for the words "Any party" there shall be substituted the words "Any party, concert" and in the proviso thereto for the words "where the party" there shall be substituted the words "where the party, concert".

Amends regulation 11 of the principal regulations.

10. In regulation 11 of the principal regulations for the words "allows a party" there shall be substituted the words "allows a party, concert" and immediately after the words "place of entertainment" there shall be added the words "or concert venue".

Amends regulation 12 of the principal regulations

11. Regulation 12 of the principal regulations shall be amended as follows:

(a) in subregulation (1) thereof for the words "authorising a party" there shall be substituted the words "authorising a party, concert"; and immediately after the words "or disco at any place of entertainment" there shall be added the words "or concert venue"; and immediately after the words "to the place of entertainment" there shall be added the words "or concert venue";

(b) in subregulation (2) thereof immediately after the words "administrator of the place of entertainment" there shall be added the words "or of the concert venue as the case may be".

Amends regulation 13 of the principal regulations.

12. In regulation 13 of the principal regulations the words "proprietor, or disc jockey" shall be substituted with the words "proprietor, disc jockey or performing artist".

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Amends regulation 14 of the principal regulations.

13. Regulation 14 of the principal regulations shall be amended as follows:

(a) in subregulation (1) thereof the words "not less than fifty eight euro and twenty-three cents (58.23) but not exceeding one hundred and sixteen euro and forty-seven cents (116.47)" shall be substituted with the words "not less than sixty euro (60) but not exceeding one hundred and twenty euro (120)" and for the words "or subsequent conviction to a fine (*multa*) of not less than one hundred and sixteen euro and forty-seven cents (116.47) but not exceeding two hundred and thirty two euro and ninety-four cents (232.94)" there shall be substituted the words "or subsequent conviction to a fine (*multa*) of not less than one hundred and twenty euro (120) but not exceeding two hundred and fifty euro(250)"; and

(b) in subregulation (2) thereof immediately after the words "from attending any place of entertainment" there shall be added the words "or concert venue".

Amends regulation 15 of the principal regulations.

14. In subregulation (1) of regulation 15 of the principal regulations for the words "four hundred and sixty-five euro and eighty seven cents (465.87) but not exceeding nine hundred and thirty one euro and seventy-five cents (931.75)" there shall be substituted the words "five hundred euro (500) but not exceeding one thousand euro (1000)" and for the words "not less than one thousand one hundred and sixty-four euro and sixty-nine cents (1,164.69) but not exceeding two thousand and three hundred and twenty-nine euro and thirty-seven cents" there shall be substituted the words "not less than one thousand two hundred euro (1200) but not exceeding two thousand and five hundred euro (2500)".

Amends regulation 17 of the principal regulations.

15. Regulation 17 of the principal regulations shall be amended as follows:

(a) in subregulation (2) thereof immediately after the words "the right to inspect any place of entertainment" there shall be added the words "or concert venue";

(b) in subregulation (3) thereof immediately after the words "to be used as a place of entertainment" there shall be added the words "or as a concert venue"; and

(c) in subregulation (6) thereof immediately after the words "or licence for any place of entertainment" there shall be added the words "or concert venue".

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