

L.N. 74 of 2013

**ENVIRONMENT AND DEVELOPMENT PLANNING ACT
(CAP. 504)**

Motor Vehicles (Offroading) (Amendment) Regulations, 2013

IN EXERCISE of the powers conferred by articles 61 and 62 of the Environment and Development Planning Act, the Minister for Tourism, Culture and the Environment, after consultation with the Malta Environment and Planning Authority, has made the following regulations:-

1. The title of these regulations is the Motor Vehicles (Offroading) (Amendment) Regulations, 2013, and these regulations shall be read and construed as one with the Motor Vehicles (Offroading) Regulations, hereinafter referred to as "the principal regulations".

Citation.

S.L. 504.14

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

Amends
regulation 2 of
the principal
regulations.

(a) for the definition "Department" there shall be substituted the following:

" "Competent Authority" means the Malta Environment and Planning Authority;"

(b) for the definition "Director" there shall be substituted the following:

" "Director" means the Director responsible for environment protection within the Competent Authority, or his designated representative;" and

(c) for the definition "offroading site" there shall be substituted the following:

" "offroading site" means any of the places which saving any other authorization, permit or licence required according to law is authorized in writing by the Competent Authority to be used for offroading;"

3. Regulation 4 of the principal regulations shall be substituted by the following:

Substitutes
regulation 4 of
the principal
regulations.

"4. (1) Subject to all the provisions of the Motor Vehicles Insurance (Third-party Risks) Ordinance, it shall not be lawful for any person to use or to cause any other person to use a motor vehicle for offroading unless, in relation to the use of the vehicle by that person or that other person, as the case may be, there is in force a policy of insurance in respect of their third-party risks which covers any kind of offroading or offroading event.

(2) The organizer of an offroading event shall ensure that all events which fall under the provisions of these regulations are appropriately and adequately insured to cover any single occurrence or recurrence of damages sustained by third party property, disability to persons or death as a result of the activities being undertaken by the organizer in accordance with these regulations."

Amends
regulation 5 of
the principal
regulations.

4. Sub-regulation (3) of regulation 5 of the principal regulations shall be substituted by the following:

"(3) The provisions of article 23 and of article 30(1) of of the Criminal Code shall *mutatis mutandis* apply to proceedings in respect of offences against these regulations, so however that the disqualification from holding or obtaining for such time as the court deems fit, a permit issued by the Director, shall in no case be for less than one year."

