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**L.C.B.L 36/3/2013**

# LOCAL COUNCILS ACT
# (CAP. 363)
# Outdoor Activities within the locality of Marsaxlokk (Marsaxlokk Local Council) Bye-Laws, 2013

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

Citation.

**1.1** The title of these bye-laws is the Outdoor Activities within the locality of Marsaxlokk (Marsaxlokk Local Council) Bye-Laws, 2013.

Coming into force.

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

Definitions.

**2.** In these bye-laws, unless the context otherwise requires:

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"the Act" means the Local Councils Act;

"activity" means barbecues, camping and caravans;

"applicant" means a person applying for a permit in terms of these bye-laws, and includes a 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 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 shelter built by fishermen on boats or by vendors of the open market of the locality;

"caravan" means any vehicle without mechanical power of its own and which is equipped with facilities for sleeping or for the preparation of food;

"the Council" means the Marsaxlokk Local Council;

"locality" means the locality of Marsaxlokk as defined in the Act;

"motor caravan" means any vehicle with mechanical power of its own, registered and licensed with the competent authority, which

vehicle is designed for the transport of persons and is equipped with beds or facilities for the preparation of food;

"motor vehicle" means any vehicle propelled by mechanical power;

"private land" means any immovable property in respect of which a person has title and includes land which is given on encroachment by Government, and not including land which is to be kept and maintained by the Local Council.

Prohibition of certain activiities.

**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 motor caravan or organise any activity in any place within the locality including in any beach, without the prior written authorisation of the Council given in terms of these bye-laws.

3.2 The Council may erect signs to indicate the application of these bye-laws.

Signs. Exceptions.

3.3 No authorisation in terms of the provisions of these bye-laws shall be required:

(a) for an activity which takes place on private land;

(b) to place an umbrella in any part of the locality;

Motor vehicles.

**4.** No person may drive or cause a motor vehicle to be parked on any beach without the prior written authorisation of the Council given in terms of these bye-laws.

Authorisation.

**5.1** The Council may, on an application made by any person, on the form shown in the First Schedule to these bye-laws, grant an authorisation for an activity to be held in the locality:

Provided that any authorisation shall be subject to such conditions which the Council may deem fit to impose.

Information.

5.2 When submitting an application, an applicant shall provide sufficient information to allow the Council to consider the application and shall in particular indicate the type of activity, the date and time of the activity, the area where the activity shall take place and the number of participants for whom the activity is intended. The applicant should indicate the site where the activity is taking place on a site plan.

Cleaning.

5.3 Every applicant shall be responsible for the cleaning of the

site following the activity.

Fees.

5.4 No application shall be considered unless the applicant pays a fee to the Council of three euro (€3) for a group of up to twenty-five (25) persons and twenty euro (€20) for a group of not less than twenty-six (26) and not more than fifty (50) persons.

Revocation.

5.5 Notwithstanding the provisions of these bye-laws, the Council may revoke a permit granted in accordance with these bye-laws, at any time, if this would be necessary for public order:

Provided that if the Council revokes a permit, the applicant shall be entitled to a refund of the fee paid in respect of the application for such permit;

Authorisations for Tal-Magħluq.

5.6 Notwithstanding the foregoing provisions of this bye-law, the Council may, on the application of any person who holds a berth in the area within the locality known as Tal-Magħluq, which application shall be made to the Council on the form shown in the Second Schedule to these bye-laws, give an authorisation to such person to enter with a motor vehicle in the said area. Such authorisation shall be given for a maximum period of one year and shall be in the form shown in the Third Schedule to these bye-laws. No fee may be levied for any such authorisation:

Provided that a permit given in accordance with this bye-law, may be renewed upon expiry.

Contraventions.

**6.** Any person who acts in contravention of any provision of these bye-laws or who provides wrong information in the application 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 seventy euro (€70) for any such contravention.

**FIRST SCHEDULE**

Application and Permit Form

**LOCAL COUNCILS ACT**
**(CAP. 363)**

**Outdoor Activities within the locality of Marsaxlokk**
**(Marsaxlokk Local Council) Bye-Laws, 2012**

**APPLICATION FORM**

The Executive Secretary

Marsaxlokk Local Council

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

Date/s: Time:

Type of Activity: ☐ Bar-be-cue; ☐ Camping; ☐ Caravan;

Number of attendees: .....

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:

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Marsaxlokk Local Council

In exercise of powers conferred by bye-law 4.1 of the Outdoor Activities within the locality of Marsaxlokk (Marsaxlokk Local Council) Bye-Laws, 2013, the requested permit is hereby being granted, subject to the following conditions:

1. The applicant must observe the provisions of the Outdoor Activities within the locality of Marsaxlokk (Marsaxlokk Local Council) Bye-Laws, 2013.

2. The applicant shall clean the site immediately following the activity.

3. .....

Fee Paid: Receipt Number:

STAMP (Executive Secretary)

VERŻJONI ELETTRONIKA



## SECOND SCHEDULE

Application and Permit Form

**LOCAL COUNCILS ACT**
**(CAP. 363)**

**Outdoor Activities within the locality of Marsaxlokk**
**(Marsaxlokk Local Council) Bye-Laws, 2013**

**APPLICATION BY A PERSON WHO HOLDS A BERTH IN THE AREA KNOWN AS TAL-MAGĦLUQ TO ENTER WITH MOTOR VEHICLES**

The Executive Secretary

Marsaxlokk Local Council

Permission is hereby being requested in terms of the above-cited bye-laws so that I may be authorised to enter with the motor vehicles hereinafter mentioned in the area known as Tal-Magħluq:

| Make | Model | Registration Number |
|---|---|---|
| | | |
| | | |
| | | |

Berth Number: *Applicant to submit proof of berthing rights*

(Signature)

Name: ID Card No:

Address: Tel:

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## THIRD SCHEDULE



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