VERŻJONI ELETTRONIKA

L.N. 343 of 2016

ENVIRONMENT PROTECTION ACT (CAP. 549)

Establishment of the *Park Nazzjonali tal-Inwadar* Regulations, 2016

BY VIRTUE of the powers conferred by articles 54 and 55 of the Environment Protection Act, the Minister for Sustainable Development, the Environment and Climate Change, after consultation with the Environment and Resources Authority, has made the following regulations:-

Citation.

1. The title of these regulations is the Establishment of the *Park Nazzjonali tal-Inwadar* Regulations, 2016.

Interpretation.

Cap. 549.

2. Unless the context otherwise requires, the terms and expressions in these regulations, shall have the same meaning as assigned to them by the Environment Protection Act.

Establishment of the Park.

3. (1) The Minister hereby declares as protected, the area between Il-Ponta taż-Żonqor and Ta' Barkat, as delineated in the site map found in Schedule I, and for such purpose is hereby establishing a National Park that shall incorporate and include the said protected area.

(2) The Minister may, by notice in the Gazette, extend the boundaries of the said park.

Name of the Park.

4. The park shall be called the Park Nazzjonali tal-Inwadar, hereinafter referred to as "the Park".

Status of the Park.

5. The Park shall be a national park and the various levels of protection within the park shall be determined, from time to time, by the relevant competent authorities. The Park shall be considered as a model for sustainable resource management where socio-economic opportunities and natural and cultural heritage are carefully balanced.

Management of the Park.

6. There shall be a management structure for the management of the Park, which shall be made up of a Management Board and, where applicable, an Implementation Body.

Establishment of the Board.

7. The Management Board is hereby established, which is to be known as the Park Nazzjonali tal-Inwadar Management Board, hereinafter referred to as "the Board".

Setting up of the Management Board and its composition.

8. (1) The Minister responsible for the Environment shall appoint the Management Board for a term of three (3) years, renewable for further periods.

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(2) The Board shall be composed of five (5) members as follows:

(a) a Chairperson; and

(b) four (4) persons appointed on the basis of their knowledge and experience in relevant sectors, one of whom shall be appointed vice-chairperson.

(3) The Board shall regulate its own procedure.

(4) The Chairperson shall have a casting vote.

Functions of the Board.

9. (1) The Board shall have an executive role and the responsibility to develop a plan for the management of the Park, hereinafter referred to as the "management plan", and to carry out regular monitoring, updating and review of the said management plan. The Board shall also prepare and monitor a Business Plan for the park and oversee the Implementation Body. The management plan shall be submitted to the competent authority for approval.

(2) The Board shall administer the implementation of the management plan, which shall be implemented by the Implementation Body appointed in accordance with regulation 10(1). The implementation of the plan shall be the responsibility of the Board, which shall have the right to adopt additional measures and, or regulations to safeguard the overall objectives of the management plan.

(3) Without prejudice to the provisions of sub-regulations (1) and (2), the Board shall network and co-ordinate with the Government including Government departments, entities and local councils, right holders and stakeholders in order to ensure the proper implementation of the management plan.

(4) Without prejudice to the provisions of sub-regulations (1) and (2), the Minister may, at any time, assign the overall responsibility for the management of the Park to any other legal person which shall report to the Board.

Setting up of the Implementation Body and appointment of officers.

10. (1) The Minister responsible for the Environment shall appoint the Implementation Body by written agreements between the Minister, or his representative, and the competent authority on the one hand, and the Implementation Body on the other, for periods of five years, renewable for further periods.

(2) The rights and duties of the managing organizations shall be laid out in the said written agreements.

(3) The Implementation Body shall execute the work

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contained in the management plan in line with the direction given by the Board.

(4) The Implementation Body shall abide by the law, regulation or other official order given by the Board and shall not carry out any works or appoint any person to carry out works in the Park unless the Board would have previously given its approval.

(5) The Implementation Body may in cases of emergency take any action as necessary and inform the Board immediately of his actions.

Functions of the Implementation Body.

11. (1) The Implementation Body shall ascertain that any works and initiatives carried out within the Park are in line with the approved management plan and follow best practice. It shall be responsible for the implementation of the approved management plan and business plan.

(2) The Implementation Body shall co-ordinate actions with implementation partners, government departments and agencies and may involve individual volunteers and registered voluntary organisations to assist in the implementation of the management plan.

(3) The Implementation Body shall be responsible to operate and maintain the Park's assets which are within its remit, monitor progress and recommend changes and improvements to the management plan and the business plan.

Other agreements.

12. Subject to the provisions of regulation 10, the Minister responsible for the Environment, or his representative, may enter into an agreement with any non-government organization working in the fields of heritage or environmental management to carry out specific tasks related to the Park.

Administrative support to the Board.

13. (1) The Board shall be allocated an annual budget for it to conduct its business subject to an approved business plan.

(2) The Board shall be free to engage in initiatives to secure funds from third party organizations in order to supplement its budget.

Strategy and business direction.

14. The Ministry responsible for the Environment, or any other legal or administrative entity or person identified by the Minister, shall provide the overall strategic direction for the Park.

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SCHEDULE I
(Regulation 3)

Boundary of *Park Nazzjonali tal-Inwadar*



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