VERŻJONI ELETTRONIKA

L.C.B.L 21/01/2017

LOCAL COUNCILS ACT
(CAP. 363)

Advertisements On Street Furniture (Gżira Local Council) (Amendment) Bye-Laws, 2017

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

Citation.

1. The title of these bye-laws is the Advertisements on Street Furniture (Gżira Local Council) (Amendment) Bye-Laws, 2017. and these bye-laws shall be read and construed as one with the Advertisements on Street Furniture (Gżira Local Council) Bye-Laws, hereinafter referred to as "the principal bye-laws".

S.L. 363.28

Amends bye-law 2 of the principal bye laws.

2. Bye-law 2 of the principal bye-laws shall be amended as follows:

(a) immediately after the definition "Act", there shall be added the following new definition:

" "administrator" means a person appointed by the Council and who will administer and manage the overall operation of street advertising, subject to the terms and conditions that the Council may impose;";

(b) the definition "advertisement" shall be substituted by the following new definition:

" "advertisements" include any commercial advertisements or notices for all sorts of businesses, both governmental and private entities, excluding adverts which the Council deems inappropriate;";

(c) the definition "applicant" shall be deleted;

(d) immediately after the new definition "advertisements", there shall be added the following new definition:

" "authorisation" means the permit given by the Council to the contractor to fix advertising on the street furniture owned by the Council according to the contract;";

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and

(e) the definition "contractor" shall be substituted by the following new definition:

" "contractor" means the person in partnership with the Council under the terms and conditions that the Council may impose after applying under bye-law 3.2 and who is authorised by the Council to display, fix or place advertisements on street furniture;".

Amendment of bye-law 3 of the principal bye-laws.

3. Bye-laws 3.2, 3.3, 3.4 and 3.5 of bye-law 3 of the principal bye-laws shall be substituted by the following:

"3.2 The Local Council may grant its authorisation after a public call has been made for offers submitted to the Local Council:

Provided that the authorisation shall be deemed void if the contractor fails to comply with the requirements established in the guidelines issued or which may be issued from time to time by the Council in terms of article 33(1)(g) of the Act:

Provided also that the guidelines shall be incorporated in the contract document which shall regulate the authorisation granted by the Council to the contractor in terms of bye-law 3.3.

3.3 The authorisation of the Council must be made by means of a contract in accordance with the regulations and procedures applicable to Local Councils. Such contract shall be valid for a period of two years. Renewals are permitted at the Council's discretion until a public call is issued. The period of temporary renewal shall not exceed six months.

3.4 The Council may authorise the contractor to use the space where advertisements may be displayed on street furniture. The contractor shall give a monthly report on the advertisements sold and pay the council according to the contract. The contractor shall not however sell or transfer, in whole or in part, to third parties, the authorisation given according to bye-law 3.3.

3.5 For every authorisation granted according to these bye-laws, the Council shall apportion all income derived from such activity between itself and the contractor according to the contract.

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