VERŻJONI ELETTRONIKA

L.N. 198 of 2019

EQUAL OPPORTUNITIES (PERSONS WITH DISABILITY) ACT (CAP. 413)

Accessibility Standards for all in a Built Environment Regulations, 2019

IN EXERCISE of the powers conferred by article 35(1) of the Equal Opportunities (Persons with Disability) Act, the Minister for the Family, Children's Rights and Social Solidarity, has made the following regulations:-

1. The title of these regulations is the Accessibility Standards For All in the Built Environment Regulations, 2019. Citation.

2. These regulations elevate the standard SM 3800:2015, "Accessibility for All in the Built Environment", to the status of Subsidiary Legislation under the Act. Scope.

3. In these regulations, unless the context otherwise requires:- Interpretation.

"the Act" means the Equal Opportunities (Persons with Disability) Act; Cap. 413.

"Commissioner for the Rights of Persons with Disability" means the Commissioner for the Rights of Persons with Disability appointed according to article 21A (1) of the Act;

"designated parking space" means parking bays reserved for holders as defined in the Parking Concessions for Persons with Disability Act; Cap. 560.

"MCCAA" means the Malta Competition and Consumer Affairs Authority;

"Minister" means the Minister responsible for the disability sector;

"person with disability" means a person with disability as defined in the Act;

"standard" means SM 3800:2015, 'Accessibility for All in the Built Environment', which MCCAA adopted as a Maltese National Standard in exercise of the powers conferred by article 22 of the Malta Competition and Consumer Affairs Authority Act, which came into effect upon publication of a notice on 10th April 2015 in issue number 19,406 of the Gazette, including any changes that may take place therein from time to time.

Cap. 510.

Standard to be used in interpreting the Act.

4. The standard shall be used in the interpretation of articles 7(2)(d),(4),(5), 11(3), 12, 13(2)(a) and 14(d) of the Act as regards the measurements and means used to facilitate the access of persons with disability, with the aim of rendering the built environment accessible to persons with disability.

Standard to be used for determining reasonableness.

5. The standard shall be used for the purposes of determining reasonableness, within the context of article 20 of the Act.

Standard to be used in determining designated parking spaces. Cap. 560.

6. The standard shall be applied in order to determine the size, make and allocation of the designated parking spaces according to article 6(4) of Parking Concessions for Persons with Disability Act.

Standard to be considered as one with Act.

7. The standard shall be considered as one with the Act in the case of judicial proceedings as referred to in articles 34 and 34A of the Act.

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