

L.C.B.L 59/07/2021

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

Booths (Tas-Sliema Local Council), Bye-Laws, 2021

IN EXERCISE of the powers conferred by article 34 of the Local Government Act, the Tas-Sliema Local Council has made the following Bye-Laws:-

1.1. The title of these Bye-Laws is the Booths (Tas-Sliema Local Council) Bye-Laws, 2021. Citation and commencement.

1.2. These Bye-Laws shall come into force one (1) month after their publication in the Gazette.

2.1. In these Bye-Laws, unless the context otherwise requires: Interpretation.

"Act" means the Local Government Act; Cap. 363.

"booth" means any temporary or permanent structure intended for the sale and, or promotion of harbour cruises or any other type of cruises around the Maltese Islands;

" Council" means the Tas-Sliema Local Council;

"designated area" means the area in Tas-Sliema within which licensed operators may be allowed to set up the booth described in these Bye-Laws;

"promotional frame" means any structure of any material usually in the shape of an A also called "A Frames", or other similar structure of whatever shape, that is used to affix posters, show particular advertising or used in any manner whatsoever to promote or advertise anything related to the promotion of harbour cruises or any type of cruise around the Maltese Islands;

"operator" means any person or commercial entity who owns and/or operates and, or holds a license for the purpose of the sale and, or promotion of harbour cruises or any other type of cruises around the Maltese Islands.

2.2. In these Bye-Laws, any expression which is defined in the Act shall have the same meaning as assigned to it in the Act.

3. Any operator must have a valid authorisation or license Authorisation.

from the relative Authority in order to have a booth or structure intended for the sale and/or promotion of harbour or other cruises.

Placing of
booths.

4.1. The booths must be placed at least fifty (50) metres from one another, even if the booth belongs to the same operator or selling or promoting the same type of cruises.

4.2. The Council shall allocate the position of each booth authorised as per bye-law 3. Such allocation shall be done by lot by the Council.

Designated area.

5.1. The Council shall determine the area known as the "designated area", in which the booths shall be permitted to set up. This area may be varied by the Council at its discretion. The designated area or any variation of said area shall be made public by the Council.

5.2. The booths shall be positioned as to leave enough space on the pavement or promenade for people, wheelchairs and buggies/ prams to pass and shall not be positioned next to boarding areas of the cruises themselves.

5.3. The booths shall be made out of durable and good quality materials.

5.4. The operators are prohibited from setting up promotional frames or similar structures next to, around or in the vicinity of their booths or in any space between the booths.

5.5. The booths shall be kept in a good state of repair and maintenance. In no case shall the operator allow booths to exhibit signs of disrepair, discolouration or rust.

Penalties.

6. If the operator of the booth is considered to be in violation of the provisions of these Bye-Laws he shall be deemed to have committed a contravention and shall on conviction be liable to the punishment of a fine (*ammenda*) of not less than fifty euro (€50) and in case of a continuing offence for a further fine (*ammenda*) of not less than ten euro (€10) per day on which the offence continues after conviction.