

**THIRD SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 4,006 of 6th June, 2013

B. 11/13

BILL

FOR

AN ACT to amend the Nature Protection Act 1991.

ENACTED by the Legislature of Gibraltar.

Title and commencement.

1. This Act may be cited as the Nature Protection (Amendment) Act 2013 and comes into operation on the day appointed by the Government by notice in the Gazette and different days may be appointed for different purposes.

Amendment of the Nature Protection Act 1991.

2.(1) The Nature Protection Act 1991 is amended in accordance with this section.

(2) In section 13–

(a) after subsection (1)(h) insert–

“(i) for such other purpose as may be prescribed by regulations,”;

(b) after subsection (2)(e) insert–

“(f) for such other purpose as may be prescribed by regulations,”.

(3) In section 18(5) for “Governor” substitute “Minister”.

(4) In section 18(5)(a) after subparagraph (i) insert–

“(ia) fishing (including fishing from a vessel, spear fishing, shore-based fishing, bait collection and any other form of fishing), diving (including the use of self-contained underwater breathing apparatus and any form of surface demand apparatus that supplies air to a person underwater), undertaking a business as a dive operator, a sports fishing operator, or a dolphin tour operator or undertaking a fishing competition within the area;”.

(5) In section 18(5)(b) for “permits” substitute “permits, approval or licences”.

(6) In section 24 for paragraph (e) substitute—

“(e) the powers and functions of Wildlife Wardens appointed under this Act.”.

EXPLANATORY MEMORANDUM

This Bill amends the Nature Protection Act so as to ensure that there is power contained therein for the Minister to make secondary legislation to regulate by means of licensing all forms of fishing and diving in Marine Nature Areas as well as allowing for the regulation of dive operators, sports fishing operators, dolphin tour operators and fishing competitions.

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