

# SECOND SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 4613 of 16 September, 2019

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LEGAL NOTICE NO 181 OF 2019

## IMPORTS AND EXPORTS ACT, 1986

### IMPORTS AND EXPORTS (CONTROL) (AMENDMENT NO.3) REGULATIONS 2019

In exercise of its powers under section 16 of the Imports and Exports Act, 1986, and all other enabling powers, the Government has made the following Regulations–

#### **Title.**

1. These Regulations may be cited as the Imports and Exports (Control) (Amendment No.3) Regulations 2019.

#### **Commencement.**

2. These Regulations come into operation on the day of publication.

#### **Amendment of the Imports and Exports (Control) Regulations, 1987.**

3. The Imports and Exports (Control) Regulations, 1987 are amended in Schedule 1 by adding the following paragraph after paragraph 19–

“20.(a) Subject to subparagraph (b), unused plastic bags made wholly or partly from plastic and of a thickness of less than 100 microns.

(b) This paragraph shall not apply in respect of plastic bags of the following kind –

- (i) plastic bags without handles intended to be used to contain packaged or unpackaged–
  - (aa) uncooked fish or fish products;
  - (bb) uncooked meat or meat products; or
  - (cc) uncooked poultry or poultry products;
- (ii) zipper storage bags (zip-lock bags and the like) or self-sealing plastic bags used for the issuing of medicinal products;
- (iii) sealable plastic bags used for the transportation and containment of medicinal products and appliances;

- (iv) gusseted liners used to line or cover boxes, crates or other containers of a similar nature;
  - (v) garment covers;
  - (vi) plastic bags on board a ship or aircraft which are intended only for the use of, or for sale to, its passengers or members of the crew;
  - (vii) plastic bags on a ship that is not to be landed in Gibraltar;
  - (viii) plastic bags imported for transit or transshipment;
  - (ix) bin liners;
  - (x) bags specifically intended for the collection, and disposal of dog waste;
  - (xi) napkin (diaper) bags and napkin liners for babies.
- (c) In this paragraph–

“medicinal product” has the meaning given by section 60 of the Medical and Health Act, 1997;

“bio-based plastic”, “biodegradable plastic”, “oxo-degradable plastic”, “plastic” and “polymer” have the same meaning as in paragraph 19 of this Schedule.”.

**Transitional provision.**

4. In respect of plastic bags–

- (a) imported on or before 31st December 2019;
- (b) where the order for purchase was placed on or before the date of publication of these Regulations; and
- (c) proof of purchase is provided to the satisfaction of the Collector,

regulation 3 shall not have effect.

Dated 16th September, 2019.

F R PICARDO,  
Chief Minister,  
For the Government.

**EXPLANATORY MEMORANDUM**

These Regulations prohibit the importation into Gibraltar of unused plastic bags made wholly or partly from plastic and of a thickness of less than 100 microns, with limited exceptions.