

**FIRST SUPPLEMENT TO THE GIBRALTAR
GAZETTE**
No. 2,541 of 1st MARCH, 1990.

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I ASSENT,

DEREK REFFELL,

GOVERNOR.

1st March, 1990.



GIBRALTAR.

No. 8 of 1990.

AN ORDINANCE to amend the Contract and Tort Ordinance.

ENACTED by the Legislature of Gibraltar.

Title.

1. This Ordinance may be cited as the Contract and Tort (Amendment) Ordinance, 1990.

Insertion of New Part.

2. The Contract and Tort Ordinance is amended by the insertion of the following new Part—

"PART XIV.

CONTRACTS CONCLUDED AWAY FROM BUSINESS PREMISES.

Application of EEC Directive 85/577.

42. (1) Subject to the provisions of subsection (2) of this section, on any occasion on which the circumstances covered by the terms of the European Economic Community Directive 85 /577 occur, the provisions of that Directive shall apply so far as the respective rights and obligations of the consumer and trader, as defined by such Directive, are concerned.

(2) Articles 3.1 and Article 3.3 of the Directive shall not operate to limit the provisions of subsection (1) of this section.

(3) The national laws referred to in Article 7 of the Directive are the appropriate provisions of this Ordinance.

43. (1) Reference in this Part to the Directive shall include any Directive of the European Economic Community amending or replacing Directive 85/577 in so far as such amendment or replacement is published in the Gazette.

(2) Any such amendment or replacement as is referred to in subsection (1) shall take effect from the date of its publication in the Gazette."

Passed by the Gibraltar House of Assembly on the 15th day of February, 1990.

C. M. COOM,

Clerk to the Assembly.