

**FIRST SUPPLEMENT TO THE GIBRALTAR
GAZETTE**
No. 2,301 of 17th JULY, 1986.



I ASSENT,
PETER TERRY,
GOVERNOR.
17th July, 1986.



GIBRALTAR

No. 13 of 1986.

AN ORDINANCE to amend the Criminal Offences Ordinance (Ord. 1960 No. 17) to make camping an offence in certain circumstances.

ENACTED by the Legislature of Gibraltar

Short title.

1. This Ordinance may be cited as the Criminal Offences (Amendment) Ordinance, 1986.

Insertion of five new sections in Part XV.

2. The Criminal Offences Ordinance (hereinafter referred to as the principal Ordinance) is amended by the insertion immediately after section 165 of the following sub-heading and new sections-

“Camping

Interpretation.

165A. In sections 165B and 165C-

“camping” includes-

- (a) erecting a tent or temporary structure of any kind;
- (b) bringing a caravan onto any land;
- (c) occupying any derelict or unused building or structure;
- (d) occupying any cave; and
- (e) sleeping in the open, whether in a sleeping bag or otherwise;

“caravan” means any structure designed or adapted for human habitation which is capable of being moved from one place to another (whether by being towed, or by being transported on a motor vehicle or trailer) and any motor vehicle so designed or adapted;

“Crown land” means all land other than private land, and includes-

- (a) cliffs, beaches and foreshore;
- (b) streets, roads, paths, lay-bys and areas set aside for parking; and
- (c) recreation and pleasure grounds and public gardens;

“Director” means the Director of Crown Lands;

“owner”, in relation to land, means the person in whom the freehold estate is vested or who holds the land under a lease from the Crown for a term of years or from year to year;

“private land” means freehold land or land held under a lease from the Crown for a term of years or from year to year.

Prohibition of camping on Crown land.

165B.(1) No person shall camp on Crown land except-

- (a) persons authorised to use the places specified in Schedule 3, within the limits of their authorisation; or
- (b) with the previous permission in writing of the Director:

Provided that nothing in this section shall apply to the use of any portion of the seashore under and in accordance with a permit issued by the Minister under rule 3 of the Seashore Rules.

(2) The Governor may by order add to Schedule 3 any area of land specified in such order or delete or vary any item appearing in the Schedule.

Restriction on camping on private land.

165C. No person shall camp on private land except with the previous permission of the owner or his agent.

Offences.

165D. A person who contravenes the provisions of section 165B or 165C is guilty of an offence and is liable, on summary conviction, to imprisonment for three months and to a fine of £100.

Saving for H.M. forces, police, etc.

165E. Nothing in section 165B or 165C shall affect any member of Her Majesty’s forces (including the Gibraltar Regiment), the Police Force or the civilian police in the employment of the Ministry of Defence when engaged in the execution of his duty.”.

Addition of new.

3. The principal Ordinance is amended by the addition of the following Schedule-

“SCHEDULE 3

Section 165B

PLACES WHERE CAMPING IS NOT PROHIBITED.

1. Governor’s Lookout Scout Camp.

The land in the Upper Rock Area shown edged with red on plan numbered T39 and signed by the Director of Crown Lands.

2. Mons Calpe Caravan and Camping Club Site.

The land at the east end of Devil’s Tower Road shown as Crown Property No. 1492 in the General Plan of Gibraltar.”

Passed by the Gibraltar House of Assembly on the 9th day of July, 1986.

P.A. GARBARINO

Clerk to the Assembly.