

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 3879 of 29 September, 2011

LEGAL NOTICE NO. 171 OF 2011.

INTERPRETATION AND GENERAL CLAUSES ACT

**PUBLIC HEALTH ACT (AMENDMENT NO. 2)
REGULATIONS 2011**

In exercise of the powers conferred upon it by section 23(g)(ii) of the Interpretation and General Clauses Act and for the purpose of partly transposing into the law of Gibraltar Directive 2009/31/EC of the European Parliament and of the Council of 23 April 2009 on the geological storage of carbon dioxide and amending Council Directive 85/337/EEC, European Parliament and Council Directives 2000/60/EC, 2001/80/EC, 2004/35/EC, 2006/12/EC, 2008/1/EC and Regulation (EC) No 1013/2006, the Government has made the following Regulations—

Title and commencement.

1. These Regulations may be cited as the Public Health Act (Amendment No. 2) Regulations 2011 and come into operation on the day of publication.

Amendment of section 192B.

2. For section 192B(3)(a) of the Public Health Act substitute the following paragraph—

“(a) gaseous effluents emitted into the atmosphere and carbon dioxide captured and transported for the purposes of geological storage and geologically stored in accordance with Directive 2009/31/EC of the European Parliament and of the Council of 23 April 2009 on the geological storage of carbon dioxide or excluded from the scope of that Directive pursuant to its Article 2(2);”.

Dated 29th September, 2011.

P R CARUANA QC,
Chief Minister,

For the Government.

EXPLANATORY MEMORANDUM

These Regulations amend section 192B of the Public Health Act so that captured carbon dioxide which is to be transported and placed in geological storage is not treated as waste.

