

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE
No. 2,622 of 25th JULY, 1991.**

LEGAL NOTICE No. 149 OF 1991.

PUBLIC HEALTH ACT.

**SEASIDE PLEASURE BOATS (AMENDMENT) (NO. 2)
RULES, 1991.**

In exercise of the powers conferred on him by section 218 of the Public Health Act, and of all other enabling powers, the Governor has made the following rules—

Title.

1. These rules may be cited as the Seaside Pleasure Boats (Amendment) (No. 2) Rules 1991.

Amendment to rule 2.

2. The Seaside Pleasure Boats Rules 1989 (hereinafter called "the principal Rules") are amended in rule 2 by inserting after the definition of "Minister" the following new definition

"navigator" shall be presumed, in the absence of proof to the contrary, to include the owner of a pleasure boat;"

Amendment to rule 12.

3. Rule 12 of the principal Rules is amended by omitting sub-rule (1) and substituting therefor the following sub-rule

"(1) A Police Officer or an authorised officer may

- (a) require any person whom he believes on reasonable grounds to be the navigator of a speed boat and to have committed any offence against these rules to disclose his name, residential address and age to that Police officer or authorised officer;

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- (b) where he believes on reasonable grounds, that a pleasure boat has been used in the commission of an offence contrary to rule 10, require the navigator to surrender the control of that pleasure boat to the authorised officer and to carry out the instructions of the authorised officer until such time as that officer is satisfied that no further offence contrary to rule 10 is likely to be committed."

Amendment to rule 13.

4. Rule 13 of the principal Rules is amended by omitting

- (a) the figure "(1)";
- (b) sub-rule (2).

Dated this 25th day of July, 1991.

By Command,

A. CARTER,

Deputy Governor.