

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 3609 of 19 July, 2007

LEGAL NOTICE NO. 112 OF 2007.

PUBLIC HEALTH ACT

SEASIDE PLEASURE BOATS (AMENDMENT) RULES 2007

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

Title.

1. These Rules may be cited as the Seaside Pleasure Boats (Amendment) Rules 2007.

Amendment to the Seaside Pleasure Boats Rules 1989.

2. The Seaside Pleasure Boats Rules 1989 are amended as follows—

(a) in rule 2 for the definition of “regulated area”,
substitute—

“regulated area” means the seashore of the whole coast of Gibraltar, and—

- (a) from the beginning of the month of June until the end of the month of September, the sea adjacent to the seashore to a distance seawards of one hundred and fifty metres from mean low water springs; or
- (b) from the beginning of the month of October until the end of the month of May, the sea adjacent to the seashore to a distance seawards of one hundred metres from mean low water springs;”;

- (b) in rule 3, for “Little Bay or Sandy Bay”, substitute “Little Bay, Sandy Bay or Western Beach”;
- (c) in rule 13, for “imprisonment for three months”, substitute “imprisonment for up to three months, or to both”;
- (d) in Part 1 of the Schedule–
 - (i) in the two places it appears, for “orange” substitute “green”;
 - (ii) after “coloured buoy”, delete the words “approximately in the middle of the channel”; and
- (e) in Part 2 of the Schedule–
 - (i) in the two places it appears, for “red” substitute “yellow”; and
 - (ii) for “distance of approximately one hundred metres”, substitute “a distance of up to approximately one hundred and fifty metres”.

Dated this 19th day of July, 2007.

R FULTON,

Governor.

EXPLANATORY MEMORANDUM

These rules–

- extend the regulated area from 100 metres from the mean low water springs to 150 metres from the mean low water springs during the months of June to September;

- allow the Minister to authorise the demarcation of a part of the sea adjacent to Western Beach as an unregulated channel; and
- change the colours of the transit marks and buoys to be used to demarcate unregulated channels and prohibited surfing areas;
- allow prohibited surfing areas to be demarcated up to 150 metres from the beach;
- add greater flexibility to the penalties for offences.

**Printed by the Gibraltar Chronicle Limited
Printing Office, 2, Library Gardens,
Government Printers for Gibraltar,
Copies may be purchased at 6, Convent Place, Price £0.40p**