

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 3,089 of 18th February, 1999

LEGAL NOTICE NO. 15 OF 1999

PUBLIC HEALTH ACT

**BUILDING WORKS (HOARDINGS) RULES 1994 (AMENDMENT)
RULES 1999**

In exercise of the powers conferred on him by sections 42 and 337 of the Public Health Act and of all other enabling provisions, the Governor has made the following rules -

Title

1. These rules may be cited as the Building Works (Hoardings) Rules 1994 (Amendment) Rules 1999.

Amendments to the Building Works (Hoardings) Rules 1994

2.(1) The Building Works (Hoardings) Rules 1994 shall be amended in accordance with the provisions of this rule.

(2) Rule 1 shall be amended by substituting for the word “(Hoardings)” the words “(Hoardings and Fences)”.

(3) Rule 3 shall be amended by inserting after sub-rule (6) the following sub-rules -

“(7) When considering applications under sub-rule (2) in respect of hoardings, the Building Control Officer shall consider whether, in the circumstances, the erection of a fence would be more appropriate.

(8) Where in accordance with sub-rule (7), the Building Control Officer considers that the erection of a fence would be more appropriate, permission for the erection of a hoarding shall be refused and permission may be granted instead for the erection of a fence.

(9) When considering applications under sub-rule (2) in respect of a fence, the Building Control Officer shall consider

whether, in the circumstances, the erection of a hoarding would be more appropriate.

(10) Where in accordance with sub-rule (9), the Building Control Officer considers that the erection of a hoarding would be more appropriate, permission for the erection of a fence shall be refused and permission may be granted instead for the erection of a hoarding.”.

(4) After rule 11 the following rule shall be inserted -

“Application of these rules to fences

12. Rules 2, 3, 4(1)(b), (c), (e), (f), (g) and (h), 4(2) and 5 to 11, shall apply to fences as they apply to hoardings.”.

Dated this 18th day of February, 1999

By Command,

E MONTADO,

Acting Deputy Governor.