

Subsidiary Legislation made under s.11.

**CIVIL CONTINGENCIES EMERGENCY (CORONAVIRUS) (ACCESS
TO BEACHES NO.11) REGULATIONS 2021**

LN.2021/139

Commencement **19.2.2021**

ARRANGEMENT OF REGULATIONS.

Regulation

1. Title.
2. Commencement and expiry.
3. Statement in accordance with section 11(2) of the Act.
4. Directions: access to beaches.
5. Penalty.
6. Enforcement.

2007-14

Civil Contingencies

2021/139 Civil Contingencies Emergency (Coronavirus) (Access to Beaches No.11) Regulations 2021

In exercise of the powers conferred on her by section 11 of the Civil Contingencies Act 2007, and all other enabling powers, the Minister with responsibility for Civil Contingencies, acting with the consent of the Chief Minister, has made these Regulations-

Title.

1. These Regulations may be cited as the Civil Contingencies Emergency (Coronavirus) (Access to Beaches No.11) Regulations 2021.

Commencement and expiry.

2. These Regulations come into operation on 19th February 2021 and cease to have effect on 19th March 2021.

Statement in accordance with section 11(2) of the Act.

3. The Minister declares that-

- (a) there is an outbreak of Coronavirus which on the 11 March 2020 the World Health Organisation (WHO) declared to be a pandemic; at the time of the publication of the Civil Contingencies Emergency (Coronavirus) (Access to Beaches No.10) Regulations 2021 there were approximately 94,124,612 confirmed cases globally and around 2,034,527 people had died; at the time of the publication of these Regulations there are approximately 109,426,406 confirmed cases globally and around 2,419,363 people have died; Coronavirus has, to date, reached 235 countries, areas or territories, and it is therefore necessary to take measures to prevent, mitigate and control the spread of Coronavirus in Gibraltar;
- (b) the conditions in section 12 of the Act are met;
- (c) these Regulations contain only provisions which are appropriate for the purpose of preventing, controlling or mitigating an aspect or effect of the emergency in respect of which the Regulations are made; and
- (d) the effect of these Regulations is in due proportion to that aspect or effect of the said emergency.

Directions: access to beaches.

4.(1) The Minister with responsibility for Civil Contingencies may, for the purposes of protecting vulnerable persons, direct that public access to any beach is restricted for use-

- (a) by particular classes of persons;

(b) at particular times;

(c) as regards particular areas of a beach,

as set out in the direction.

(2) Where the Minister makes a direction under subregulation (1) the Minister must ensure that the direction is made public knowledge as soon as is practicable and by such means as the Minister considers is likely to inform as many members of the general public as is possible.

(3) A direction under subregulation (1) is valid whilst these Regulations are in force unless the direction states an expiration date that is earlier.

(4) A direction under subregulation (1) may be amended, and if amended subregulation (2) applies in respect of that amendment.

(5) In this regulation “beach” includes the foreshore and any public access to a beach.

Penalty.

5. A person who, without reasonable excuse, contravenes the provisions of a direction issued under regulation 4 commits an offence and is liable on summary conviction to a fine at level 5 on the standard scale.

Enforcement.

6. A police officer may enforce a direction issued under regulation 4.