

SECOND SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 4795 GIBRALTAR Friday 18th December 2020

LEGAL NOTICE NO. 469 OF 2020

CIVIL CONTINGENCIES ACT 2007

CIVIL CONTINGENCIES EMERGENCY (CORONAVIRUS) (RESTRICTION ON CONSUMPTION OF ALCOHOL IN PUBLIC PLACES) (NO.5) (AMENDMENT) REGULATIONS 2020

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) (Restriction on Consumption of Alcohol in Public Places) (No.5) (Amendment) Regulations 2020.

Commencement.

2. These Regulations come into operation on the day of publication.

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

3. The Minister declares that-

- (a) there is an outbreak of SARS CoV-2 also referred to as Covid-19 ("Coronavirus") which on the 11th March 2020 the World Health Organisation (WHO) declared to be a pandemic; at the time of the publication of these Regulations there are more than 73,275,900 confirmed cases globally and more than 1,650,300 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.

Amendment to Civil Contingencies Emergency (Coronavirus) (Restriction on Consumption of Alcohol in Public Places) (No.5) Regulations 2020.

4.(1) The Civil Contingencies Emergency (Coronavirus) (Restriction on Consumption of Alcohol in Public Places) (No.5) Regulations 2020 are amended in accordance with this regulation.

(2) For the regulation heading in regulation 5, substitute “**Restriction on Consumption of Alcohol in Public Places.**”.

(3) Substitute the following for regulation 5(1)–

“5.(1) Subject to subregulations (1A) and (2), any person who, between the hours of 7pm and 8am –

(a) consumes alcohol in a public place; or

(b) is found to be in possession of an open container containing alcohol in a public place,

shall be guilty of an offence and liable on summary conviction to a fine at level 5 on the standard scale.”.

(4) After regulation 5(1), insert–

“(1A) Subject to subregulation (2), any person who, between 4pm on the 24th December 2020 and 8am on the 25th of December 2020 –

(a) consumes alcohol in a public place; or

(b) is found to be in possession of an open container containing alcohol in a public place,

shall be guilty of an offence and liable on summary conviction to a fine a level 5 on the standard scale.”.

Dated: 18th December 2020.

S SACRAMENTO,
Minister with responsibility for Civil Contingencies.

EXPLANATORY MEMORANDUM

These Regulations amend the Civil Contingency Emergency (Coronavirus) (Restriction on Consumption of Alcohol in Public Places) (No.5) Regulations 2020.

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