

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE
No. 4008 of 13 June, 2013**

LEGAL NOTICE NO. 87 OF 2013.

LITTER CONTROL ACT, 1990

**LITTER CONTROL (FIXED PENALTY) (AMENDMENT)
REGULATIONS 2013**

In exercise of the power conferred upon it by section 4 of the Litter Control Act, 1990 the Government has made the following Regulations—

Title and commencement.

1. These Regulations may be cited as the Litter Control (Fixed Penalty) (Amendment) Regulations 2013 and come into operation on the day of publication.

Amendment to the Litter Control (Fixed Penalty) Regulations 1990.

2. The Litter Control (Fixed Penalty) Regulations 1990 is amended by substituting the form contained in the Schedule for the following—

“

SERIAL No.....

**NOTICE OF FIXED PENALTY
LITTER AUTHORITY**

NOTE: it is an offence for anyone liable for the undermentioned offence(s) to refuse to supply his name or address or to refuse to accept this Notice or in any way deface or damage this Notice.

**SECTION 6 OF THE LITTER CONTROL ACT, 1990
NOTICE OF OPPORTUNITY TO PAY FIXED PENALTY**

PART 1

NAME _____
ADDRESS _____
was seen in _____

at _____ on the _____ day of _____ 20____
in circumstances giving me reasonable cause to believe that an offence
particulars of which are given at PART A and PART B below, was being or
had been committed.

PART A:-

- (a) Section 5 of the Litter Control Act, 1990 (“litter”) £70
- (b) Section 5 of the Litter Control Act, 1990 (“dangerous litter”) £250
- (c) Regulation 2 of the Litter Control (Animal Droppings) Regulations, 1990 £250

(To be completed by the authorised officer. Please tick as appropriate)

Signature _____ Rank _____ Date _____

Authority _____

If before the end of 14 days from the above date, the sum of, in the case of an offence in respect of litter, £70 and, in case of an offence in respect of dangerous litter and animal droppings, £250 (being the fixed penalty for the offence) is paid to the Clerk of the Magistrates’ Court, no proceedings will be taken for the offence and any liability to conviction for the offence will be discharged. Payment must be made to the Magistrates’ Court whereupon a receipt for the payment will be given. Part payment will not be accepted by the Clerk. The person paying the fixed penalty must forward Part 2 of the Notice with the remittance. This Notice is deemed to have been given to the person liable for the offence indicated above.

(perforate here)-----

SERIAL No.....

PART 2

To the Clerk of the Magistrates’ Court.

I enclose the sum of £70/£250 as mentioned in Part 1 of the Notice representing payment of the fixed penalty of the offence under—

PART B:-

- (a) Section 5 of the Litter Control Act, 1990 (“litter”) £70
- (b) Section 5 of the Litter Control Act, 1990 (“dangerous litter”) £250
- (c) Regulation 2 of the Litter Control (Animal Droppings) Regulations, 1990 £250

(To be completed by the authorised officer. Please tick as appropriate)

NAME: (IN BLOCK LETTERS) _____

ADDRESS: (IN BLOCK LETTERS) _____

”.

Dated 13th June, 2013.

DR JOHN CORTES,
Minister with responsibility for the Environment,
For the Government.

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