

**SUBSIDIARY LEGISLATION 363.46**

**ADVERTISEMENTS ON STREET FURNITURE  
(ŽURRIEQ LOCAL COUNCIL) BYE-LAWS**

7th May, 2000

*LOCAL COUNCIL BYE-LAW 67/3/2000, as amended by Legal Notice 425 of 2007.*

**1.** The title of these Bye-Laws is the Advertisements on Street Furniture (Žurrieq Local Council) Bye-Laws. Citation.

**2.1** In these Bye-Laws unless the context otherwise requires: Interpretation.

"Act" means the Local Councils Act; Cap. 363.

"advertisement" means any board, signs, notice or any other means or representation made, exhibited, fixed or placed in any public space within the Žurrieq boundaries to advertise or to make publicity or to give notice, or any other message to the public;

"applicant" means the person who applies to the Council under the provisions of bye-law 3.2;

"contractor" means the person who has been authorised by the Council to display, fix or place any advertisement on street furniture under the provisions of bye-law 3.1;

"Council" means the Žurrieq Local Council;

"street furniture" means any object, movable or immovable, which is the Council's property or a under its responsibility and which although would not substantially form part of the road, pavement, garden or other public area, would be placed in such area or fixed to it, or even placed on it.

**3.1** Subject to any permit, authorisation, or licence required under any law, no person shall display, fix or place any advertisement on any street furniture within the Žurrieq locality boundary without the written authorisation of the Council. Authorisation to advertise on street furniture.

**3.2** The authorisation may be granted either after a written application to the Council or else after a public call made by the Council for applications to be submitted:

Provided that the authorisation shall be deemed void if applicant fails to comply with the requirements established in the guidelines issued or which may be issued from time to time by the Council in terms of article 33(1)(g) of the Act:

Provided also that the guidelines shall be incorporated in the contract document which shall regulate the authorisation granted by the Council to the contractor in terms of bye-law 3.3.

**3.3** Following a public call by the Council, the authorisation of the Council shall take the form of a contract in accordance with the regulations and procedures applicable to Local Councils.

Such a contract shall be valid for a period of one year

which may be renewed for a further one year period by means of a contract.

3.4 The Council may, on awarding the contract mentioned in bye-law 3.3, authorise the contractor to use the space where advertisements may be displayed on street furniture, even by selling the mentioned space to third parties. In such a case, third parties require the Council's authorisation:

Provided that the contractor shall not use or sell the space for any advertisement that is prohibited by the contract, or at a higher price than that established by the Council by the contract.

3.5 For every authorisation granted by the Council according to these Bye-Laws there shall be paid a fee as established in the Schedule:

Provided that for the authorisation granted by the Council following a public call, the fee entitled to be paid to the Council is that offered in the document of the accepted tender.

3.6 Notwithstanding the authorisation granted under these Bye-Laws, the person to whom authorisation is given is personally responsible for any permits or licences necessary under any other law.

3.7 The Council may grant authorisation to voluntary organisations that operate from the locality, or non-governmental organisations listed in the Eighth Schedule to the Act after the Council receives a written request so as to advertise activities or public notices without payment.

3.8 Any authorisation granted under these Bye-Laws is subject amongst other conditions to a condition that the advertisement shall be removed within one week from the expiry date of the authorisation.

4. Every person who is in breach of one of the provisions of these Bye-Laws or any condition of the authorisation given by virtue of these Bye-Laws, shall, on conviction, be liable to a fine (*ammenda*) of fifty-eight euro and twenty-three cents (58.23) for such contravention, and to a further fine (*ammenda*) of not more than eleven euro and sixty-five cents (11.65) for every day during which one of the provisions of these Bye-Laws or any condition of the authorisation is breached.

Penalty.  
Amended by:  
L.N. 425 of 2007.

SCHEDULE  
(Bye-law 3.5)

*Substituted by:  
L.N. 425 of 2007.*

Fees due for Advertisements on Street Furniture

Size	Fee due		
	Two Weeks	One Month	One Year
Up to 0.1 square metre	€1.65	€6.59	€16.47
Up to 1.0 square metre	€3.29	€9.88	€63.06
Up to 2.0 square metres	€4.94	€3.17	€49.41
Exceeding 2.0 square metres -	€4.66 per day (provided this is not less than €86.35).		

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## LEĠISLAZZJONI SUSSIDJARJA 363.46

### BYE-LAWS DWAR REKLAMI FUQ GHAMARA TAT-TOROQ (KUNSILL LOKALI ŻURRIEQ)

7 ta' Mejju, 2000

*KUNSILL LOKALI BYE-LAW 67/3/2000, kif emendat bl-Avviż Legali 425 ta' l-2007.*

1. It-titolu ta' dawn il-*Bye-Laws* hu *Bye-Laws* dwar Reklami fuq Ghamara tat-Toroq (Kunsill Lokali Żurrieq). Titolu.

2.1 F'dawn il-*Bye-Laws* kemm-il darba r-rabta tal-kliem ma tehtiegħ xort'ohra: Tifsir.

"applikant" tfisser dik il-persuna li tapplika lill-Kunsill skond id-disposizzjonijiet ta' l-ordinament 3.2;

"Att" tfisser l-Att dwar Kunsilli Lokali;

Kap. 363.

"ghamara tat-toroq" tfisser kull haġa, mobbli jew immobbli, li tkun proprjetà tal-Kunsill jew taht ir-responsabbiltà tiegħu li għalkemm ma tkunx parti essenzjali minn triq, bankina, ġnien jew post ieħor pubbliku, tkun imdahhla go post bħal dak jew imwahhla miegħu jew imqieghda go post bħal dak jew imqieghda fuqu;

"Kunsill" tfisser il-Kunsill Lokali taż-Żurrieq;

"kuntrattur" tfisser dik il-persuna li tkun awtorizzata mill-Kunsill li tesebixxi, twahhal jew tqieghed xi reklam fuq ghamara tat-toroq skond id-disposizzjonijiet ta' l-ordinament 3.1;

"reklam" tfisser kull bord ta' l-injam, tabella, plakka, kartellun, avviż, jew xi mezz jew rappreżentazzjoni magħmula, esebita, imwahhla jew imqieghda f'xi post pubbliku fil-konfini tal-lokalità taż-Żurrieq li tkun maħsuba għall-fini ta' reklam jew pubbliċità jew sabiex tgħaddi avviż, tagħrif jew messaggġ lill-pubbliku.

3.1 Bla hsara għal kull permess, awtorizzazzjoni, jew liċenza meħtieġa taht xi liġi, ebda persuna ma tista' tesebixxi, twahhal, jew tqieghed xi reklam fuq xi ghamara tat-toroq fil-konfini tal-lokalità taż-Żurrieq mingħajr l-awtorizzazzjoni bil-miktub tal-Kunsill.

Awtorizzazzjoni għal reklamar fuq ghamara tat-toroq.

3.2 Dik l-awtorizzazzjoni tista' tingħata jew wara applikazzjoni bil-miktub għalhekk, li ssir lill-Kunsill jew wara sejha pubblika fejn il-Kunsill jistieden applikazzjonijiet:

Izda dik l-awtorizzazzjoni għandha titqies mhix valida jekk l-applikant jonqos milli jaderixxi mal-htigiet li hemm stabbiliti fil-linji ta' gwida mahruġa jew li jistgħu jiġu mahruġa minn żmien għal żmien mill-Kunsill taht l-artikolu 33(1)(g) ta' l-Att:

Izda wkoll dawn il-linji ta' gwida għandhom ikunu mdahhla fil-kuntratt li għandu jirregola l-awtorizzazzjoni mogħtija mill-Kunsill lill-kuntrattur skond l-ordinament 3.3.

3.3 Meta l-Kunsill johroġ sejha pubblika, l-awtorizzazzjoni tal-Kunsill għandha tkun bil-mezz ta' kuntratt skond ir-regolamenti u proċeduri applikabbli għal Kunsilli Lokali.

Dak il-kuntratt ikun validu ghal perijodu ta' sena li jista' jiġi mgēdded ghal perijodu ta' sena ohra permezz ta' kuntratt.

3.4 Fil-ghoti ta' kuntratt kif imsemmi fl-ordinament 3.3, il-Kunsill jista' jawtorizza lill-kuntrattur li juża l-ispazju fejn jistgħu jitwāhhlu reklami fuq ghamara tat-toroq ukoll billi jbiegħ l-imsemmi spazju lil terzi persuni. F'dan il-każ l-imsemmija terzi persuni jkunu jehtieġu l-awtorizzazzjoni tal-Kunsill:

Iżda l-kuntrattur ma' jistax juża jew ibiegħ l-ispazju għal xi reklami li jkunu projbiti bil-kuntratt, jew b'iktar mill-prezz stabbilit mill-Kunsill f'dak il-kuntratt.

3.5 Għal kull awtorizzazzjoni mogħtija mill-Kunsill skond dawn il-*Bye-Laws* għandu jithallas dritt skond kif hemm stabbilit fl-Iskeda:

Iżda fil-każ ta' awtorizzazzjoni mogħtija mill-Kunsill wara sejha pubblika, id-dritt li jithallas lill-Kunsill ikun dak offrut fid-dokumenti ta' l-offerta milqugħa.

3.6 Minkejja kull awtorizzazzjoni mogħtija taħt dawn il-*Bye-Laws*, il-persuna li lilha tingħata l-awtorizzazzjoni tkun personalment responsabbli għal kull permess jew liċenza meħtieġa taħt kull liġi ohra.

3.7 Il-Kunsill jista' jagħti l-awtorizzazzjoni skond dawn il-*Bye-Laws* lil għaqdiet volontarji li jiffunzjonaw mil-lokalità, jew lill-organizzazzjonijiet li mhumiex tal-Gvern imniżżlin fit-Tmien Skeda li tinsab ma' l-Att, wara li dawn jagħmlu talba bil-miktub sabiex jirreklamaw attivitajiet jew appelli pubbliċi mingħajr hlas.

3.8 Kull awtorizzazzjoni mogħtija taħt dawn il-*Bye-Laws* tkun fost kondizzjonijiet ohra soġġetta għall-kondizzjoni li r-reklam jitneħħa fi żmien ġimgha minn meta jiskadi ż-żmien li għalih tkun harġet l-awtorizzazzjoni.

4. Kull persuna li tikser xi waħda mid-disposizzjonijiet ta' dawn il-*Bye-Laws* tehel, meta tinsab haġja, ammenda ta' tmienja u hamsin euro u tlieta u għoxrin ċenteżmu (58.23) għal dik il-kontravvenzjoni, flimkien ma' ammenda ohra ta' mhux aktar minn hdax-il euro u hamsa u sittin ċenteżmu (11.65) għal kull ġurnata li tkun kisret xi waħda mid-disposizzjonijiet ta' dawn il-*Bye-Laws* jew xi kondizzjoni ta' l-awtorizzazzjoni.

SKEDA  
(Ordinament 3.5)

*Sostitwita:  
A.L. 425 ta' l-2007.*

Drittijiet dovuti għal Reklamar fuq Ghamara tat-Toroq

Qisien	Ġimghatejn	Dritt dovut	
		Xahar	Sena
sa 0.1 metru kwadru	€1.65	€46.59	€116.47
sa 1.0 metru kwadru	€3.29	€69.88	€163.06
sa 2.0 metri kwadri	€4.94	€93.17	€349.41
'il fuq minn 2.0 metri kwadri	€4.66 kuljum (sakemm dan ma jkunx inqas minn	€186.35)	

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