



S. R.

MINISTÉRIO DA DEFESA NACIONAL  
AUTORIDADE MARÍTIMA NACIONAL  
CAPITANIA DO PORTO DE \_\_\_\_\_  
(MINISTRY OF DEFENSE - MARITIME AUTHORITY - CAPTAINCY OF PORT OF \_\_\_\_\_ )

EDITAL DE PRAIA 2023  
(BEACH REGULATIONS)

\_\_\_\_\_, Captain of the Port of \_\_\_\_\_, hereby publishes the following information, under the terms of the Portuguese Law, namely: Article 13(8)(e) of Decree-Law no. 44/2002, of 2 March, as amended by Decree-Law no. 121/2014, of 7 August, in relation to Articles 10 and 18 to 21 of Decree-Law no. 159/2012, of 24 July, as amended by Decree-Law no. 132/2015, of 9 July, the applicable Coastal Zone Spatial Planning (POOC), and Regional Legislative Decree no. 16/2011/A, of 30 May, and Regional Legislative Decree no. 9/2007/A, of 19 April:

1. BEACH ASSISTANCE ZONE (BAZ)

- a. Beach Unit (BU) \_\_\_\_\_  
b. Beach name \_\_\_\_\_  
c. Concessionaire \_\_\_\_\_

2. SERVICES AND REQUIREMENTS

- a. **Assistance for beach users**  
The assistance service for beach users is provided daily from \_\_\_\_\_ to \_\_\_\_\_, from \_\_\_\_\_ to \_\_\_\_\_ hours.  
Lunch period from \_\_\_\_\_ to \_\_\_\_\_ hours.
- b. **Assistance and surveillance capacity**  
The assistance and surveillance capacity is provided by \_\_\_\_\_
- c. **Maritime Police (Local office (Picket) - H24)**  
\_\_\_\_\_
- d. **Emergency and life-saving equipment**  
Under the terms of Annex A of Ordinance no. 311/2015, of 28 September, as amended by Ordinance no. 168/2016, of 16 June.

3. BEACH SAFETY FLAGS

Flags and their meanings:

	<b>Green</b> - bathing and swimming are permitted
	<b>Yellow</b> - be careful; swimming is prohibited
	<b>Red</b> - danger; keep out of the water
	<b>Chess</b> - beach temporarily unattended

	<b>Stripes</b> - Limit of safest bathing zone
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The following flags are not mandatory, but may be found in bathing zones:

	<b>Jellyfish Warning:</b> There are some sightings and/or few complaints of Jellyfish stings
	<b>Jellyfish Danger:</b> There are a lot of sightings and/or several complaints of Jellyfish stings

4. PROHIBITED ACTIVITIES

- a. The operation and parking of motorized vehicles (except for properly identified emergency or maintenance/utility vehicles involved in authorized activities) on beaches, sand dunes and cliffs, as well as outside the places especially designated for that purpose;
- b. The use of caravans or similar vehicles for overnight sleeping purposes in parking areas from 00 to 08 hours;
- c. The operation of any motorized or non-motorized nautical platforms within interdicted (demarcated with buoys) or restricted navigation areas (less than 300 meters from coastline and outside interdicted areas), if not at reduced speed and perpendicular to coastline;
- d. The overflight by motor aircraft at an altitude of less than 1,000 feet, except for those involved in emergency and/or surveillance services;
- e. The use of parking areas for camping or other activities without prior licensing;
- f. Water sports (surf, windsurf or similar) in areas which are restricted for swimming and bathing only;
- g. Land kiting and kite cross;
- h. Recreational fishing;
- i. Sports or other recreational activities which involve casting, tossing, throwing, kicking, or rolling objects, or that may otherwise disturb or cause discomfort to others, when practiced outside the areas especially identified for that purpose;
- j. The use of audio equipment or the generation of noise in a way that disturbs or causes discomfort to others;
- k. Any activity that may endanger beach users or the biophysical integrity of the beach, namely the destruction of vegetation and sand dunes;
- l. Soliciting or peddling without prior licensing;

- m. Harvesting plants or shellfish for economic purposes outside the areas and the seasonal periods specifically designated for that;
- n. Advertising without prior licensing and/or outside the demarcated areas or the installed panels;
- o. Bringing, maintaining, riding or leading any kind of animals in concessioned and or supervised areas, with the exception of guide or assistance dogs which are duly certified for escorting, leading or helping disabled people;
- p. Placing, throwing away, leaving behind, or keeping any waste, glass or sharp objects outside the bins provided, in such a manner that any person on the beach is or may be cut, pricked, or in any way injured;
- q. Staying, crossing or circulating within interdicted areas;
- r. Camping outside camping areas;
- s. Lighting or maintaining any fire on the beach.

**4.1 According to Decree-Law no. 45/2002, of 2 March the non-compliance with the above prohibitions leads to an administrative fine of €400 to €2500**

5. LIFEGUARDS

Under the terms of Ordinance no. 311/2015 of 28 September, lifeguards are citizens qualified with a lifeguard course certified or recognized by the national Institute for Lifesaving (ISN). Lifeguards are responsible to provide safety, surveillance, rescue services, and basic life support, in a range of aquatic environments including ocean beaches, swimming pools and other places where aquatic practices with mandatory surveillance take place.

5.1 The duties of Lifeguards

- Without prejudice to other duties resulting from the law or from the contract, lifeguard is responsible for:
- a. To watch and pay attention to the bathing area, obeying the technical instructions of the competent authorities;
- b. To assist and warn bathers for risky or dangerous situations that, in the aquatic environment, pose a risk to their own or third parties' health or physical integrity;
- c. To rescue bathers in situations of danger, emergency or accident;
- d. To maintain, during the service hours, the presence and proximity necessary to their area of surveillance and assistance;
- e. To wear the proper uniform, in accordance with the regulations in force, allowing the identification by users and authorities that they are in the exercise of their activity;
- f. To report the emergency situations to the competent authorities, applying first aid, and provide, immediately, the intervention of those authorities to evacuate the victims of accidents that occur in their intervention space;
- g. Perform the tasks corresponding to their functional activity and refuse any activities foreign to their function;
- h. To participate in training actions, simulations of sea or water rescue and other exercises with similar characteristics;
- i. To collaborate, exceptionally, and without prejudice to the fulfilment of its priority duty of vigilance and assistance, in environmental protection operations, as well as in accident prevention actions in public places, shows and entertainment with bathing places, upon request competent authorities.

6. BAZ USERS

**Administrative Offence Regime, in accordance with the Regional Legislative Decree no. 16/2011/A, of 30 May, and Decree-Law no. 159/2012, of 24 July, in its current wording)**

- 6.1** BAZ users incur an administrative fine from €10 to €50 (paragraphs a. to c.) and from €55 to €550 (paragraphs d. to f.) in case of:
- a. Transposing protection barriers on the beach and coastal areas;
- b. Staying, crossing or circulating within interdicted areas;
- c. Placing, throwing away, leaving behind, or keeping any waste, glass or sharp objects outside the bins provided;
- d. Failure to comply with the established legal limitations for motorized and other nautical activities, or engaging in such activities in breach of the instructions of the maritime authorities;
- e. Bathing in places where it has been prohibited under the terms of the aforementioned diploma.

- 6.2** BAZ users incur an administrative fine from €200 to €750 (paragraph a.) and from €250 to €2,500 (paragraph b.) in case of:
- a. Modification, destruction, removal, damage, or dislocation of the signs or protection barriers on the beach and coastal areas;
- b. Operation and parking of motorized vehicles, namely cars, motorbikes, tricycles, and quadricycles on beaches, sand dunes and cliffs, outside the places especially designated for that purpose.
- 6.3.** If a corporate person commits the administrative offence, the lower and upper limits of the aforementioned administrative fines may be raised, as established by law.

7. SUPERVISION, ADMINISTRATIVE OFFENCE AND PROCEDURAL DECISION

- a. The nature watchmen, the local inspection services, the service from the Regional Administration for environmental issues, the local bodies of maritime, police or administrative authorities, together with any other entities which exercise jurisdiction over the BAZ or maritime beach activities, shall supervise compliance with the provisions of the aforementioned laws;
- b. The investigation and the procedural decision on administrative offences is assigned to the managing body of the BAZ where the administrative offence occurred, without prejudice to the legally defined competencies of the local maritime authority or the local Autarchy;
- c. When the management of the BAZ falls to the autonomous regional administration, the investigation and the procedural decision on administrative offences is undertaken by the regional inspector responsible for the environment;
- d. When the fining entity does not have the competence to instruct the process, it shall be instructed by the inspection services competent in the matter of environment and decided by the respective regional inspector.

8. OTHER PROVISIONS

\_\_\_\_\_, \_\_\_\_ of \_\_\_\_\_, 2023

Captain of the Port,