

CHAPTER 392

**MARINE AREAS (PRESERVATION
AND ENHANCEMENT)**

ARRANGEMENT OF SECTIONS

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CHAPTER 392

**MARINE AREAS
(PRESERVATION AND ENHANCEMENT)**

An Act for the preservation and protection of the marine life in certain submarine areas of Barbados and for the establishment of underwater parks and art centres in connection therewith. 1976-6.

[15th March, 1976]

Commencement.
S.L. 1976
No. 53.

1. This Act may be cited as the *Marine Areas (Preservation and Enhancement) Act*.

Short title.

2. For the purposes of this Act

Interpretation.

"Commission" means the National Conservation Commission established by section 4 of the *National Conservation Commission Act*;

Cap. 393,
1982-8.

"flora and fauna" include any part of a coral reef or other deposit in its natural condition;

"marine areas" means the submarine areas within the territorial waters of Barbados and includes any adjoining land or swamp areas which form within certain submarine areas a single ecological entity;

"Minister" means the Minister responsible for Lands;

"restricted area" means an area designated as a restricted area under section 3;

"wreck" means sunken boats, ships and derelicts, abandoned by their owners and the Receivers of Wreck, found within the territorial waters of Barbados.

3. (1) The Minister may by order designate any portions of the marine areas of Barbados as restricted areas where he considers it necessary for

Restricted areas.

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- (a) the preservation and enhancement of the natural beauty of;
 - (b) the protection of the flora and fauna and wrecks found in;
 - (c) the promotion of the enjoyment by the public of; and
 - (d) the promotion of scientific study and research in respect of, such areas.

(2) An area designated as a restricted area under subsection (1) shall be described in the order made by the Minister under that subsection and limited by reference to a map or other such descriptive document as may be necessary for the purpose.

Land
acquisition.

4. (1) Subject to subsection (2), the Commission may, with the approval of the Minister, enter into agreements for the use and control of any land required by it for the purposes of this Act.

Cap. 228.

(2) Any land required for the purposes of this Act may be acquired by the Crown in accordance with the *Land Acquisition Act*.

Functions
of Commission.

5. (1) The Commission may

- (a) establish in any restricted area approved by the Minister for the purpose, underwater parks; and
- (b) establish art centres for the display of underwater objects.

(2) The Commission shall have the management and control of all restricted areas and of the underwater parks and art centres established by it.

Regulations.

6. The Commission may, with the approval of the Minister, make regulations

- (a) for the protection of the flora and fauna and wrecks in the restricted areas;
- (b) for the care, control and management of the restricted areas and art centres, including the search for, and arrest of, any person and the search and seizure of any vessel or other means of conveyance;
- (c) regulating the use and enjoyment of any restricted area or art centre;

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- (d) regulating the use of parking and refreshment facilities used in connection with any restricted area or art centre;
 - (e) relating to the provisions of guides required by visitors to the restricted areas;
 - (f) permitting entry to the restricted areas and art centres upon such terms and conditions as the Commission determines;
 - (g) prescribing the fees to be charged for any of the services referred to in this subsection and for the use of any restricted area or art centre;
 - (h) for the seizure and confiscation of any flora, fauna, wreck or any part thereof taken in contravention of the regulations and of any vessel or other means of conveyance whatsoever upon which the same may be found.

(2) A person who contravenes any of the regulations is guilty of an offence and liable on summary conviction to a fine not exceeding \$1 000 or to imprisonment for a term not exceeding 6 months or both.

7. The expenses of the Commission in carrying out the provisions of this Act shall be defrayed out of Expenses.

- (a) the revenue of the Commission collected by virtue of the regulations;
- (b) any other moneys received by the Commission for the purposes of its functions under this Act, whether by way of grant, loan, or otherwise; and
- (c) moneys voted for the purpose by Parliament.

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