

ARRANGEMENT OF REGULATIONS

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FISHERIES (LEVERA BEACH CLOSED AREA) REGULATIONS

The Minister in exercise of the powers conferred on him by section 40(2)(b) of the Fisheries Act, Chapter 108, makes the following Regulations.

[SRO 15 of 2010 amended by SRO 8 of 2011.]

1. Citation

These Regulations may be cited as the Fisheries (Levera Beach Closed Area) Regulations, 2010.

2. Definitions

In these Regulations, unless the context otherwise requires—

“approved guide” means a person who has been awarded a certificate of recognition by the Chief Fisheries Officer upon completion of a course of training on the conducting of guided tours in turtle watching;

“closed area” means the area specified in the Schedule;

“turtle watching” means the non-intrusive act of observing the nesting process of a turtle, usually from close quarters, and without any disturbance to the turtle for the pleasure, education or as a tourist activity.

3. Declaration of a closed area

The area specified in the Schedule hereto, commonly known as Levera Beach, is hereby declared to be a closed area during the period 1st April to 31st August annually.

4. Specific management measures

The Minister may put in place specific management measures in relation to the closed area.

5. Prohibitions

(1) The following activities shall be prohibited in the closed area during the period specified under regulation 3—

(a)

subject to subregulation (2), public access to the area;

(b)

interference with any markers, equipment or personnel involved in research or tour guide activities within the area;

(c)

turtle watching except with a permit issued by the Chief Fisheries Officer for a prescribed fee.

(2) Subregulation (1)(a) shall not apply to—

(a)

fisheries officers; or

(b)

persons engaged in—

(i)

scientific research, or

(ii)

fishing activities,

who are in possession of a special pass or permit issued by the Chief Fisheries Officer or by a fisheries officer delegated by him to do so.

(3) Subject to subregulation (2), a person in possession of a special pass or permit shall be accompanied by an approved guide.

6. Penalties

A person who contravenes regulation 5(1) commits an offence and is liable on summary conviction to a fine not exceeding five thousand dollars or to a term of imprisonment not exceeding two years or both.

Schedule

[Regulation 3.]

Levera Beach:

The area of beach situated in the parish of St. Patrick's marked "Levera Beach" on the topographical map of Grenada series E803 (D.O.S. 342) sheet GRENADA NORTH extending from the high water mark to 50 feet into the sea.