

CHAPTER 204
NATIONAL HERITAGE PROTECTION ACT

• Act • Subsidiary Legislation •

ACT

Act No. 18 of 1990

Amended by

SRO 22 of 2009

ARRANGEMENT OF SECTIONS

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CHAPTER 204
NATIONAL HERITAGE PROTECTION ACT

An Act to provide for the protection of Amerindian art work and Pre-Columbian artefacts and archaeological remains, and for connected matters.

[Act No. 18 of 1990 amended by SRO 22 of 2009.]

[23rd November, 1990.]

1. Short title

This Act may be cited as the National Heritage Protection Act.

2. Protected areas

The areas listed in the Schedule are protected areas for the purposes of this Act.

3. Powers of the Minister

The Minister for the time being responsible for matters concerning the cultural heritage of Grenada shall have the following powers—

- (a) to amend the Schedule by adding any area of Grenada which he or she is satisfied requires to be protected under this Act;
- (b) to issue, after consultation with the Grenada National Trust, licences to persons authorising them to extract, excavate for, purchase, sell or otherwise enter into any transaction concerning Amerindian art work, Pre-Columbian artefacts or archaeological remains;

- (c) to appoint officers for the purpose of the enforcement of this Act who shall be known as National Heritage Protection Officers.

4. Offence of excavation or extraction in protected area

Whosoever shall, without a licence to do so, in a protected area excavate for or extract any Amerindian art work, Pre-Columbian artefact or archaeological remains is guilty of an offence and liable, on summary conviction, to a fine of five thousand dollars and to imprisonment for two years.

5. Illegal trading

Whosoever purchases or sells or otherwise enters into any transaction concerning any Amerindian art work, Pre-Columbian artefact or archaeological remains without a licence is guilty of an offence and liable, on summary conviction, to a fine of seven thousand dollars and to imprisonment for three years.

6. Increased penalties

Whosoever is convicted of a second or any subsequent offence under section 4 or 5 shall be liable to a fine of ten thousand dollars and to imprisonment for four years.

7. Forfeiture

The court before which a person is convicted of an offence under section 4 or 5 shall order the forfeiture of every Amerindian art work, Pre-Columbian artefact and archaeological remains seized by a police officer or National Heritage Protection Officer in connection with the offence, and every article so forfeited shall be lodged at the National Museum.

Schedule

NATIONAL HERITAGE PROTECTION ACT

Protected Areas

[Sections 2 and 3(a).]

All the Crown Lands situated at Pearls in the Parish of St. Andrew
Grand Bay Archaeological Site

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SUBSIDIARY LEGISLATION

No Subsidiary Legislation
