

## Chapter 02

### VILLAGE SOIL CONSERVATION LANDS

#### Sections:

- 24.0201 Policy**
- 24.0202 Authority of village council to enact ordinances**
- 24.0203 Effective date of ordinances**
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#### **24.0201 Policy.**

It is the policy of the government to promote the economic use and conservation of land, preserve and improve soil fertility, and prevent wasteful and unscientific use of soil resources.

**History:** 1962, PL 7-24.

#### **Case Notes:**

Consent decrees (pertaining to the American Samoa Environmental Quality Act, A.S.C.A. §§ 24.0101 et seq., and the Water Quality Standards, A.S.A.C. § 24.0201 et seq.) are binding only on the parties thereto and do not define or restrict the rights of the United States or of any private party, either with respect to the right to bring any action or to the merits of such action. *American Samoa Government v. StarKist Samoa, Inc.*, 16 A.S.R.2d 27 (1990).

#### **24.0202 Authority of village council to enact ordinances.**

Each village council is authorized by majority vote of those present to enact land use ordinances which:

- (1) prescribe soil conservation practices that must be followed when growing specified agricultural crops on any land in the village;
- (2) prescribe soil conservation practices that must be followed for specified lands in the village regardless of the crop grown;
- (3) limit, to the extent reasonably necessary to carry out the policy of this chapter, the agricultural use that may be made of specified lands in the village;
- (4) provide for coordinated soil conservation programs on lands owned by different persons, and prescribe joint or community obligations with respect thereto;
- (5) provide penalties for violating, and methods for enforcing, the ordinances, which may include action by the village when a landowner refuses to comply with an ordinance, and assessment against the landowner of the cost of village action.

**History:** 1972, PL 7-24.

#### **24.203 Effective date of ordinances.**

A land use ordinance shall become effective when approved by the Secretary of Samoan affairs.

**History:** 1972, PL 7-24.

#### **24.0204 Abrogation of ordinances.**

A land use ordinance may be abrogated by the Governor at any time if he finds that it is being improperly administered.

**History:** 1962, PL 7-24.