

ශ්‍රී ලංකා ප්‍රජාතාන්ත්‍රික සමාජවාදී ජනරජයේ ගැසට් පත්‍රය

අති විශේෂ

The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRAORDINARY .

අංක 1036/13 - 1998 ජූලි 16 වැනි මහල්පතින්ද - 1998.07.16

No. 1036/13 - THURSDAY, JULY 16, 1998

(Published by Authority)

PART I : SECTION (I) — GENERAL

Government Notifications

L.D.—B. 4/96.

FISHERIES AND AQUATIC RESOURCES ACT, No. 2 OF 1996

REGULATIONS made by the Minister of Fisheries and Aquatic Resources Development, under Section 61 read with Section 30 of the Fisheries and Aquatic Resources Act, No. 2 of 1996.

MAHINDA RAJAPAKSE,
Minister of Fisheries and Aquatic
Resources Development.

Colombo,
16th July, 1998.

Regulations

1. These regulations may be cited as the Export and Import of Live Fish Regulations, 1998.
2. No person shall export any species of live fish set out in Part I of the Schedule hereto.
3. No person shall, except under the authority of a permit issued to him by the Director of Fisheries and Aquatic Resources (hereinafter referred to as the "Director") in that behalf export any species of live fish set out in Part II of the Schedule hereto.
4. No person shall import any species of live fish set out in Part III of the Schedule hereto.
5. Every application for a permit under Regulation 3 shall be made to the Director in the Form 'A' set out in Part IV of the Schedule hereto and shall be accompanied with a fee of One Thousand Rupees.
6. Every permit issued upon an application made under Regulation 5 shall be in the Form 'B' set out in Part IV of the Schedule hereto, and shall unless revoked earlier, be valid for six months from the date of issue, and subject to the terms and conditions specified therein.
7. Notwithstanding Regulation 2 and Regulation 3, any person may under the authority of a permit issued by the Director in that behalf export any live fish imported.
8. Every application for a permit under Regulation 7 shall be made to the Director in the Form 'C' set out in Part IV of the Schedule hereto.
9. Every permit issued upon an application made under Regulation 8 shall be in the Form 'D' set out in Part IV of the Schedule hereto, and shall be subject to the terms and conditions specified therein.

10. No person shall except under the authority of a permit issued by the Director in that behalf import or export any live egg, roe or spawn of any fish.

11. Every application for a permit under Regulation 10 shall be made to the Director in the Form 'E' set out in Part IV of the Schedule hereto and accompanied with a fee of One Thousand Rupees.

12. Every permit issued upon an application made under Regulation 11 shall be in the Form 'F' set out in Part IV of the Schedule hereto, and shall be subject to the terms and conditions specified therein.

13. The Director may revoke a permit issued under Regulations 6, 9 and 12 if he is satisfied that the exporter or importer as the case may be has violated any of the terms and conditions of such permit.

14. In these Regulations—

"Director" means the Director of Fisheries and Aquatic Resources appointed under Section 2 of the Fisheries and Aquatic Resources Act, No. 2 of 1996.

"export" means to take out of the limits of Sri Lanka to sea or to a foreign country.

"fish" means any aquatic organism, whether piscine or not, and includes any shellfish, crustacean, coral, mollusc, annelid, holothurian, any other invertebrate, amphibian, aquatic mammal and its young fry, egg or spawn.

"import" means to bring into Sri Lanka, by sea or by air, from any place outside or beyond the limits of Sri Lanka.

SCHEDULE

(Regulation 2)

PART I

LIST OF SPECIES OF FISH PROHIBITED FROM EXPORT IN LIVE FORM

Marine Fish :

- Family — Chaetodontidae
Chaetodon semeion (Bleeker, 1855)
- Family — Pomacanthidae
Centropyge bispinosus (Günther, 1860)
Pygoplites dicanthus (Boddaert, 1772)
- Family — Labridae
Coris aygula (Lacepede, 1801)
Labroides bicolor (Fowler and Bean, 1928)
- Family — Scorpaenidae
Pterois radiata (Cuvier, 1829)
- Family — Ehippidae
Platax pinnatus (Linnaeus, 1758)
- Family — Serranidae
Ephinephelus lanceolatus (Bloch, 1790)
Ephinephelus flavocaeruleus (Lacepede, 1802)
- Family — Haemulidae
Plectorhynchus obscurum
Plectorhynchus albovittatus (Ruppel, 1835)
- Family — Pomacentridae
Chrysiptera kuiteri (Allan and Rajasuriya, 1995)

Freshwater Fish

Family : Cyprinidae

- Labeo fisheri* Jordan and Starks, 1917
- Labeo porcellus* (Heckel, 1838)
- Puntius asoka* Kottelat and Pethiyagoda, 1989
- Puntius martenstyni* Kottelat and Pethiyagoda, 1991
- Puntius srilankensis* (Senanayake, 1985)
- Puntius bandula* Kottelat and Pethiyagoda, 1991
- Rasbora wilpita* Kottelat and Pethiyagoda, 1991
- Malpulutta kreiseri* Deraniyagala, 1937

Family : Gobidae

- Schismatogobius deraniyagalai* Kottelat and Pethiyagoda, 1989
- Sicyopterus halei* (Day, 1888)
- Sicyopus jonklaasi* Klausewitz and Henrich, 1986
- Channa orientalis* Bloch and Schneider, 1801

Family : Cobitidae

- Lepidocephalichthys jonklaasi* Deraniyagala, 1956

PART II

(Regulation 3)

LIST OF SPECIES OF FISH RESTRICTED FROM EXPORT IN LIVE FORM

Marine Fish

Family : Chaetodontidae

- Chaetodon octofaciatus* Bloch, 1787
- Chaetodon ornatissimus* Cuvier, 1831
- Chaetodon falcula* Bloch, 1793
- Chaetodon xanthocephalus* Bennet, 1832
- Chaetodon ephippium* Cuvier, 1831
- Chaetodon unimaculatus* Bloch, 1787
- Chaetodon madagascariensis* Ahl, 1923
- Chaetodon benetti* Cuvier, 1831
- Chaetodon meyeri* Bloch and Schneider, 1801
- Chaetodon triangulum* Cuvier, 1831
- Heniochus monoceros* (Cuvier, 1831)
- Heniochus pleurotaenia* (Cuvier, 1831)

Family : Pomacanthidae

- Centropyge flavipectoralis* (Randall and Klausewitz, 1977)

Family : Balistidae

- Balistoides conspicillum* (Bloch and Schneider, 1801)
- Pseudobalistes fuscus* (Bloch and Schneider, 1801)

Family : Serranidae

- Variola louti* (Forsk., 1775)
- Variola albimarginata* (Baissac, 1952)

Freshwater Fish

Family : Cyprinidae

- Danio patirana* Kottelat and Pethiyagoda, 1990
- Puntius cuningii* (Gunther, 1868)
- Puntius nigrofaciatus* (Gunther, 1868)
- Puntius titteya* Deraniyagala, 1929
- Rasbora vaterifloris* Deraniyagala, 1930

6. Names of countries to which the applicant intends exporting Live Fish :

7. Monthly statement of Fish, Eggs, Roe or Spawn exported for last six (6) months :

<i>Month</i>	<i>Species of Fish</i>	<i>Quantity of Locally collected live fish, eggs, roe or spawn exported</i>	<i>Quantity of locally breed species of live fish, eggs, roe or spawn exported</i>	<i>Quantity of imported fish re-exported</i>
.....
.....
.....
.....
.....
.....

I/We undersigned certify that all particulars herein contained are true and correct. I/We agree that any misstatement of any of the particulars required to be given herein shall render invalid any permit granted on the basis of such particulars.

.....
Signature of Applicant.

Date :

FORM "B"

(Regulation 6)

Department of Fisheries and Aquatic Resources

PERMIT FOR EXPORT OF LIVE FISH

..... of is hereby authorised to export the following species of Live Fish :—

01.	<i>Species of Fish</i>	<i>Quantity</i>	<i>Species of Fish</i>	<i>Quantity</i>
.....
.....
.....
.....
.....
.....

02. This permit shall, unless earlier cancelled be valid until :

03. This permit is subject to the following conditions :

- (i) This permit is personal to the holder named herein and shall not be transferable ;
- (ii)
- (iii)

.....
Director of Fisheries and Aquatic Resources.

Date :

FORM "C"

(Regulation 8)

Application For The Export of Live Fish Imported To Sri Lanka

1. Name of the Applicant/Institution :
2. Address :
3. Telephone Number :
4. Fax No. :
5. Business Registration No. :
6. Names and the Particulars of the Species of Fish :

<i>Species of Fish</i>	<i>Quantity Imported</i>	<i>Date of Import</i>	<i>Country of Origin</i>
.....
.....
.....
.....
.....
.....

<i>Quantity of export</i>	<i>Proposed date of export</i>	<i>Documents attached</i>
.....
.....
.....
.....
.....
.....

7. Names of countries to which the applicant intend exporting :.....

I/We the undersigned certify that particulars herein contained are true and correct. I/We agree that any misstatement of any of the particulars required to be given herein shall render invalid any permit granted on the basis of such particulars.

.....
 Signature of Applicant.

Date :.....

7. Names of countries to/from* which the applicant intends exporting/importing* Live Fish : _____

 Signature of Applicant.

Date : _____.

* Strike off the word inapplicable.

(Regulation 12)

FORM F

Department of Fisheries and Aquatic Resources

PERMIT FOR IMPORT/EXPORT* OF EGGS, ROE OR SPAWN FISH

..... of is hereby authorised to Import/ Export* the following varieties of Eggs, Roe or Spawn of fish :

01.	Species of Fish	Quantity of Eggs, Roe or Spawn
.....
.....
.....
.....
.....
.....
.....

02. This permit shall, unless earlier cancelled, be valid until,

03. This permit is subject to the following conditions :

- (i) This permit is personal to the holder named herein and shall not be transferable ;
- (ii) Species of Eggs, Roe, Spawn of fish to be exported shall be confined to the species given in this permit ;
- (iii)

 Director of Fisheries and Aquatic Resources.

Date : _____.

* Strike off the word inapplicable.

07-678/1

L.D.—B 4/96.

FISHERIES AND AQUATIC RESOURCES ACT, No. 2 OF 1996

REGULATIONS made by the Minister of Fisheries and Aquatic Resources Development under Section 61 of the Fisheries and Aquatic Resources Act, No. 2 of 1996.

MAHINDA RAJAPAKSE,
 Minister of Fisheries and Aquatic Resources Development.

Colombo,
 16th July 1998.