

ENDANGERED SPECIES CONTROL ORDINANCE, CAP A12

AN ORDINANCE TO PROVIDE FOR THE CONTROL OF CERTAIN EXPORTS FROM, AND IMPORTS TO, ASCENSION.

Commencement

[31 May 1976]

Citation

1. This Ordinance may be cited as the Endangered Species Control Ordinance, Cap A12.

Power to forbid certain imports and exports

2. The Administrator may, and if so directed by the Governor shall, from time to time by Order specify

- (a) any live or dead animal;
- (b) any live or dead plant; or
- (c) any article derived from any animal or plant;

and may forbid the import or export of the same.

Guidance in making specifications

3. The specification made under section 2 of this Ordinance shall, so far as is practicable and necessary, reflect the provisions of the Convention on International Trade in endangered Species of Wild Fauna and Flora, 1973.

Terms of licence issued by Administrator

4. (1) Any Order made under section 2 shall not apply to the importation or exportation of anything therein referred to under and in accordance with the terms of a licence issued by the Administrator.

(2) A licence issued under subsection (1) may be to any degree general or specific, may be expressed to be valid for such period as may be stated in the licence and may be modified or revoked at any time by the Administrator.

(3) A person who, for the purpose of obtaining, whether for himself or another, the issue of a licence under subsection (1)—

- (a) makes a statement which he knows to be false in a material particular,
- (b) furnishes a document or information which he knows to be false in a material particular, or
- (c) recklessly makes a statement which is false in a material particular,

shall be guilty of an offence and shall be liable on conviction thereof to a fine not exceeding £100 for a first offence and to a fine not exceeding £500 for a second or subsequent offence.

Offences

5. Any person who fails to comply with or contravenes any of the provisions of this Ordinance or any subsidiary legislation made hereunder shall be guilty of an offence and upon conviction shall be

liable to a fine not exceeding £500 or a term of imprisonment not exceeding two years or to both such imprisonment and fine.

Offences by Company; etc

6. Where any offence under this Ordinance is committed by a company, firm or other association of individuals whether incorporated or not, every director and officer of the company, every partner and officer of the firm, and every member and every person concerned in the management of the affairs of the association, as the case may be, shall severally be liable to be prosecuted and punished for the offence, unless the act or omission constituting the offence took place without his knowledge, consent or connivance.