

No. 9.]

Beach Protection (Amendment) Act

[1984.

I ASSENT

[L.S.]

ALLEN LEWIS,
Governor-General.

18th July, 1984.

SAINT LUCIA

No. 9 of 1984

AN ACT to amend the Beach Protection Act, 1967.

[18th July, 1984.]

BE IT ENACTED by the Queen's Most Excellent Majesty by and with the advice and consent of the Parliament of Saint Lucia, and by the authority of the same as follows :—

1. This Act may be cited as the Beach Protection (Amendment) Act 1984 and shall be read as one with the Beach Protection Act 1967 (hereinafter referred to as the principal Act).

Short Title

No. 2 of 1

No. 9.] *Beach Protection (Amendment) Act* [1984.]

Section 2
amended

2. Section 2 of the principal Act is hereby amended by deleting the expression "building or construction purposes" and the meaning assigned thereto.

Principal Act
amended

3. The principal Act is hereby amended by deleting the words "for building or construction purposes or for the purpose of providing ballast for vessels" wherever they occur.

Section 4
repealed and
replaced

4. Section 4 of the principal Act is repealed and replaced by the following —

"Removal and unlawful possession of sand from the seashore prohibited"

4.—(1) No person shall —

- (a) dig, stockpile, take or carry away or aid or assist in digging, stockpiling, taking, or carrying away, any sand, stone, shingle or gravel from any beach, seashore or floor of the sea in Saint Lucia,
- (b) convey or move any such sand, stone, shingle or gravel along any road, or
- (c) possess, keep on his premises or under his control on any premises, any such sand, stone, shingle or gravel,

except under and in accordance with a written permit from the Director of Public Works or an authorised officer and subject to such terms and conditions as are specified in the permit.

(2) No person shall receive or in any manner dispose of or assist in the disposal of any sand, stone, shingles or gravel, which he knows or reasonably suspects to have been obtained in contravention of subsection (1).

(3) Every permit granted under subsection (1) shall be in the form in the Schedule to this Act and shall have effect for a period not exceeding three months.

(4) No permit shall be granted unless the Director of Public Works or an authorised officer is satisfied that the removal of such sand, stone, shingle or gravel is not likely to adversely affect the beach, the seashore or the floor of the sea.

(5) Any person who contravenes the provisions of subsection (1) and (2) shall be guilty of an offence and shall be liable on summary conviction —

(a) to a fine of one thousand dollars or treble the value of the sand, stone, shingle or gravel, whichever is greater, or to imprisonment for a term not exceeding one month or to both; and

(b) for a second or subsequent offence to a fine of five thousand dollars or to imprisonment for a term not exceeding three months or to both; and

in addition, that sand, stone, shingle or gravel shall be forfeited.”

5. Section 6 of the principal Act is hereby amended by inserting the word “stockpiling”, immediately after the word “digging”, wherever it occurs in paragraph (i) thereof.

Section 6
amended

6. Section 10 of the principal Act is hereby repealed and replaced by the following —

Section 10
repealed and
replaced

“ Authorised
officer may
enter into and
search any
premises or boat
or conveyance

10. An authorised officer may enter into and search any premises, boat or conveyance where he reasonably suspects that sand, stone, shingle or gravel is kept in contravention of subsection (1) of section 4.

No. 9.] *Beach Protection (Amendment) Act* [1984.

Section 11
amended

7. Section 11 of the principal Act is hereby amended by substituting for the word "fifty" appearing in the sixth line thereof the words "one thousand".

Passed in the House of Assembly this 15th day of June, 1984.

W. St. CLAIR-DANIEL,
Speaker.

Passed in the Senate this 26th day of June, 1984.

E. HENRY GIRAUDY,
President.