

FISHERIES (AMENDMENT)ACT 1991

(Act 7 of 1991)

*I assent*

Toaripi-Lauti PC GCMG

December 1991

AN ACT to amend the Fisheries Act (Cap 45 as- amended to give further effect to the Convention for the Prohibition of Fishing with Long Driftnets in the South pacific; , and for connected purposes.

[ Commencement

ENACTED by the Parliament of Tuvalu -

*Short title and commencement*

1. *This* Act may be cited as the Fisheries (Amendment) Act 1991, and shall **come** into effect on such date as the **Minister** by notice may appoint.

Amendment of section 14A of Cap.45 as amended

2. Section 14A of the **Fisheries Act as amended** is amended by -

- a) inserting after "activities" the words "commits an **offence and**" in subsection (I) ,
- b) inserting after "**vessel**" where it last occurs the words "**commits** an offence and" in subsection (2) ; and
- c) inserting the. **following** new subsections --

"(3) Any citizen of Tuvalu who, within the **Convention Area as defined in the Convention** to Prohibit Fishing with Long

Driftnets in the South Pacific, engages or attempts to engage in any of the driftnet fishing activities commits an offence and shall be liable on conviction to a. fine of up to 1100, 000 and to. imprisonment for up to three years..

- (4) Where any vessel documented under the laws of Tuvalu engages or attempts to engage in any of the driftnet fishing activities — Within the Convention Area as defined in the Convention to Prohibit Fishing with Long Driftnets in the South Pacific, the master, owner and charterer, if any, of such vessel commits an offence and shall be liable on conviction to a, fine of up to \$100,000"

I certify that this is a correct copy of the bill passed by the Parliament of Tuvalu on 13 December 1991.

A Ielemia  
clerk to Parliament

I certify that this Bill is in order for the assent of the Governor-General as Head of state.

31<sup>st</sup> December 1991

F P Teo  
Acting **Attorney-General**

Published by exhibition at the Public Office of the Government  
this 31st day of December 1991.



A. Kilei  
Acting Secretary to Government

**FISHERIES (AMENDMENT) ACT 1991**

Act 7 of 1991,

**EXPLANATORY MEMORANDUM**

(This memorandum is not part of the Act)

This Act amends the Fisheries Act (Cap 45) as amended to give further effects to the convention for the Prohibition of Fishing with Long Driftnets in the South Pacific to which Tuvalu is a party.

The Act amends section 14A of the Fisheries Act by inserting new subsections (3) and (4). These new subsections make it an offence for any Citizen of Tuvalu or vessel documented under the laws of Tuvalu to engage in driftnet fishing activities within the Convention Area as defined by the above convention, (see section