ANGUILLA

REVISED REGULATIONS OF ANGUILLA

under

CRUISING PERMIT ACT
R.S.A. c. C165

Showing the Law as at 31 December 2022

This Edition was prepared under the authority of the Revised Statutes and Regulations Act, R.S.A. c. R55 by the Attorney General as Law Revision Commissioner.

Regulation	Citation	Page
CRUISING PERMIT REGULATIONS *Consolidates: R.A. 18/2010, in force 22 June 2010* *R.A. 31/2015, in force 01 January 2016* *U.K. S. I. 2019 No. 852, in force 14 May, 2019*	R.R.A. C165-1 *(15/12/2010)* *(31/12/2022)*	3

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Revised Regulations of Anguilla: C165-1

CRUISING PERMIT ACT (R.S.A. c. C165)

CRUISING PERMIT REGULATIONS

Note: These Regulations are enabled under section 5 of the Cruising Permit Act, R.S.A. c. C165.

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Interpretation

1. In these Regulations—

"Anguillian" has the same meaning as in section 80(2) of the Constitution of Anguilla;

"fisheries zone" means the fisheries zone that is contiguous to the territorial sea of Anguilla and that was established by the Proclamation made the 6th day of November, 1981, S.R.O. 28/1981;

"locally-owned boat" means a charter boat—

(a) totally owned by one or more Anguillians; or

(b) of which not less than 67% is owned by one or more Anguillians.
(U.K. S.I. 2019 No. 852, *s.*13(*c*)).

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Application for permit

2. (1) Any person may in the form or substantially in the form set out in Schedule 1 apply to the Comptroller of Customs for a cruising permit for any of the periods specified in section 4.

(2) An application may be made for a cruising permit—

(a) at any time before the date of commencement of the cruising permit specifying the date on which it shall commence; or

(b) to commence immediately.

(3) Where an application is granted by the Comptroller of Customs, the applicant shall, except as otherwise provided in subsection (4), pay the relevant fees prescribed in Schedule 2.

(4) No fees shall be levied for a cruising permit issued to a locally-owned boat.

Cruising permits

3. (1) Every cruising permit shall be issued—

(a) in the form set out in Schedule 3; and

(b) for a specific boat.

(2) No permit shall be transferable.

Validity and duration of permits

4. (1) Every cruising permit shall be valid from 9:00 a.m. on the date on which the permit commences and shall expire at midnight of the date on which the permit expires.

(2) A cruising permit may be issued for—

(a) one day;

(b) one calendar week;

(c) one calendar month; or

(d) three calendar months.

Permits subject to conditions

5. The Comptroller of Customs may issue a cruising permit subject to such conditions and limitations as he may consider fit to impose; and such conditions and limitations shall be valid and enforceable as if imposed by these Regulations.

Agent of the owner

6. Every owner of a charter boat shall—

(a) have an agent in Anguilla; and

(b) notify the Comptroller of Customs of the name and address of such agent at any time before making an application for a cruising permit or at the time of making it.

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Anchoring prohibited in certain places

7. (1) No charter boat shall anchor in any of the areas set out in Schedule 4 except within the areas of the sea indicated on the maps set out in that Schedule and demarcated by Government of Anguilla marker buoys.

(2) No charter boat shall—

(a) cause loss or damage to coral reefs or the marine environment in the fisheries zone; or

(b) dump in the fisheries zone any oil, chemicals or any other substance likely to pollute water or endanger marine life.

(3) Where any charter boat contravenes subsection (1) or (2), any person who was in charge of such boat at the time of the contravention commits an offence against these Regulations.

Supply of false information an offence

8. Any person who makes any declaration or supplies any information required to be made or supplied by the Act or by these Regulations knowing the same to be false in some material particular commits an offence against these Regulations.

Penalty for offences

9. Any person who commits an offence against these Regulations is, without prejudice to any other action which may be instituted against him under the Act, liable on summary conviction to a fine of $2,000 and, if the offence is a continuing one, to a further fine of $1,000 for every day or part thereof during which the offence has continued.

Permit confers no rights to enter Anguilla

10. A cruising permit does not confer any right or entitlement on any person to come ashore or enter Anguilla unless he is entitled for the time being to do so under or by operation of any other law.

Cancellation of permits

11. (1) The Comptroller of Customs may cancel a cruising permit—

(a) where any charter boat violates the provisions of the Act or the provisions of these Regulations or the conditions and limitations imposed by the Comptroller of Customs; or

(b) where the cruising permit has been obtained by committing an offence under section 8.

(2) The Comptroller of Customs shall, as soon as possible, notify the owner of such charter boat or agent of such owner that the cruising permit has been cancelled.

Citation

12. These Regulations may be cited as the Cruising Permit Regulations, Revised Regulations of Anguilla, C165-1.

———————

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SCHEDULE 1

(Section 2(1))

APPLICATION FOR CRUISING PERMIT

TO: The Comptroller of Customs

1. Name of Applicant: ……..……

2. Address: …..……

3. Name of Boat: ……..……..

4. Port of Registry: ……..

5. Registered Tonnage: ……...

6. Brief Description of Vessel: ……...…….

   Power or Sail: ….……

   Rig: ……..……

   Colour: ……..……..……

7. Name of the Owner of the Boat: ……...……..

8. Status of the Owner: * Anguillian /non-Anguillian

9. Agent of the Owner in Anguilla: ……..……

10 Address and Telephone No. of Agent (if any): ……..…….

   ……..……

11. Period of the Permit: * one day/one week/one month/three months

12. Date on which Permit is to Commence: ……..…….

13. Date of Application: ……..……..

Signature of the Applicant: ……...…….

** delete the inapplicable words*

(U.K. S.I. 2019 No. 852, s.13(c))

———————

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SCHEDULE 2

(Section 2 (3))

FEES FOR CRUISING PERMITS

PERIOD	FEES		
	Up to 5 tons	5 to 20 tons	Over 20 tons
	$	$	$
One day	110	225	560
One week	410	1,125	2,250
One month	1,050	3,375	4,500
Three months	2,100	9,000	12,750

(R.A. 31/2015, s. 1)

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SCHEDULE 3

(Section 3(1))

CRUISING PERMIT NO.

This permit must be prepared in triplicate and the original copy delivered to the applicant or his agent.

1. Name of Applicant: ……..
2. Address: ……
3. Name of Owner: ……...
4. Address: ……
5. Name of Agent of the Owner: ……..
6. Address: ……
7. Name of Boat: ……..
8. Port of Registry: ……..
9. Registered Tonnage: …….
10. Period of Validity of Permit: ...……
11. Date on which Permit is to Commence: ……...
12. Date on which Permit Expires: …….
13. Fee Paid: $ ……
14. Official Receipt No.: ……..…….

……
Stamp and Signature of
Issuing Officer

NOTE: Section 10 of the Cruising Permit Regulations reads as follows—
"A cruising permit does not confer any right or entitlement on any person to come ashore or enter Anguilla unless he is entitled for the time being to do so under or by operation of any other law."

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SCHEDULE 4

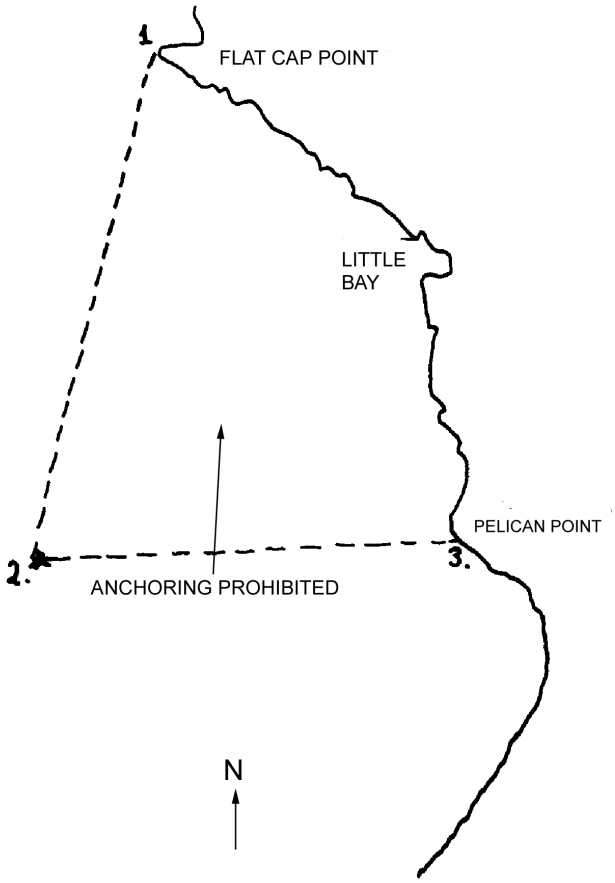
(Section 7(1))

MAPS

1. All that area of the sea in Little Bay starting at the West most point of Flat Cap Point coordinate 1, Lat. 18º 13' 54" N Long. 63º 04' 26" W, thence on a true bearing of 196º for a distance of 1148 yards to Government of Anguilla yellow marker buoy at coordinate 2, Lat. 18º 13' 20" N Long. 63º 04' 38" W, thence on a true bearing of 90º for a distance of 912 yards to the West most point of Pelican Point at coordinate 3, Lat. 18º 13' 21" N Long. 63º 04' 09" W more particularly delineated on the following map marked "Map 1" .

MAP 1

LITTLE BAY

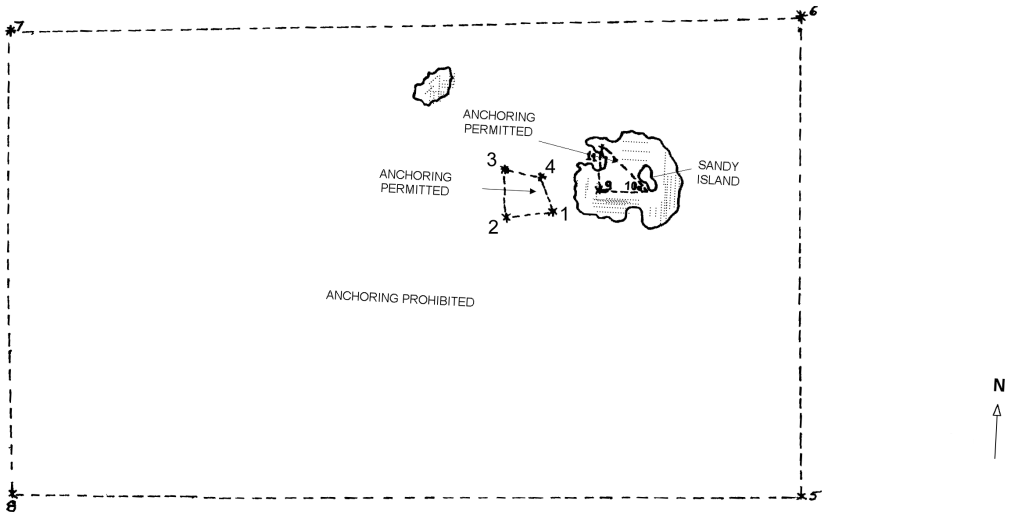


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2. All that area of the sea around Sandy Island starting at coordinate 8, Lat. 18º 12' 06" N Long. 63º 08' 25" W, thence East to coordinate 5, Lat. 18º 12' 06" N Long. 63º 06' 49" W, thence North to coordinate 6, Lat. 18º 13' 00" N Long. 63º 06' 49" W, thence West to coordinate 7, Lat. 18º 13' 00" N Long. 63º 08' 25" W, thence South to coordinate 8, Lat. 18º 12' 06" N Long. 63º 08' 25" W, except the area starting at Government of Anguilla orange marker buoy at coordinate 1, Lat. 18º 12' 39" N Long. 63º 07' 19" W, thence on a true bearing of 263º for a distance of 185 yards to the Government of Anguilla orange marker buoy at coordinate 2, Lat. 18º 12' 38" N Long. 63º 07' 25" W, thence on a true bearing of 359º for a distance of 203 yards to the Government of Anguilla orange marker buoy at coordinate 3, Lat. 18º 12' 43" N Long. 63º 07' 26" W, thence on a true bearing of 103º for a distance of 135 yards to the Government of Anguilla orange marker buoy at coordinate 4, Lat. 18º 12' 42" N Long. 63º 07' 20" W, thence on a true bearing of 163º for a distance of 135 yards to the Government of Anguilla orange marker buoy at coordinate 1, and the area starting at Government of Anguilla orange marker buoy at coordinate 9, Lat. 18º 12' 40" N Long. 63º 07' 13" W, thence East for a distance of 202 yards to the Government of Anguilla orange marker buoy at coordinate 10, Lat. 18º 12' 40" N Long. 63º 07' 07" W, thence North West for a distance of 236 yards to the Government of Anguilla orange marker buoy at coordinate 11, Lat. 18º 12' 46" N Long. 63º 07' 13" W, thence South for a distance of 202 yards to coordinate 9 more particularly delineated on the following map marked “Map 2”.

MAP 2

SANDY ISLAND

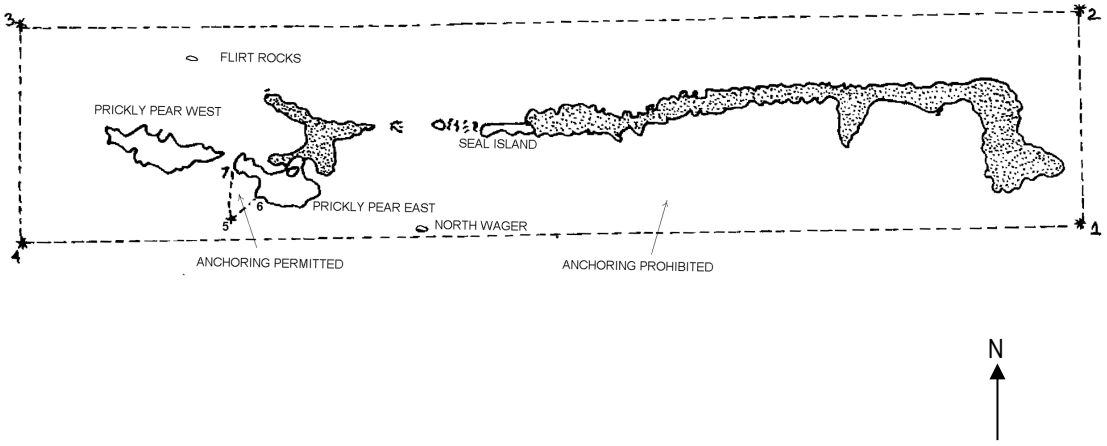


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3. All that area of the sea around Prickly Pear Cays, Seal Island and Seal Island Reef starting at coordinate 1, Lat. 18º 15' 24" N Long. 63º 05' 05" W, thence North to coordinate 2, Lat. 18º 16' 46" N Long. 63º 05' 05" W, thence West to coordinate 3, Lat. 18º 16' 46" N Long. 63º 12' 07" W, thence South to coordinate 4, Lat. 18º 15' 24" N Long. 63º 12' 07" W, thence East to coordinate 1, except the area starting at the West most point of Prickly Pear East at coordinate 7, Lat. 18º 15' 50" N Long. 63º 10' 42" W thence on a true bearing of 185º for a distance of 540 yards to the Government of Anguilla marker buoy at coordinate 5, Lat. 18º 15' 34" N Long. 63º 10' 42" W thence on a true bearing of 51º for a distance of 405 yards to coordinate 6, Lat. 18º 15' 40" N Long. 63º 10' 33" W at the South West point of Prickly Pear East more particularly delineated on the following map marked “Map 3”.

MAP 3

PRICKLY PEAR CAYS & SEAL ISLAND REEFS



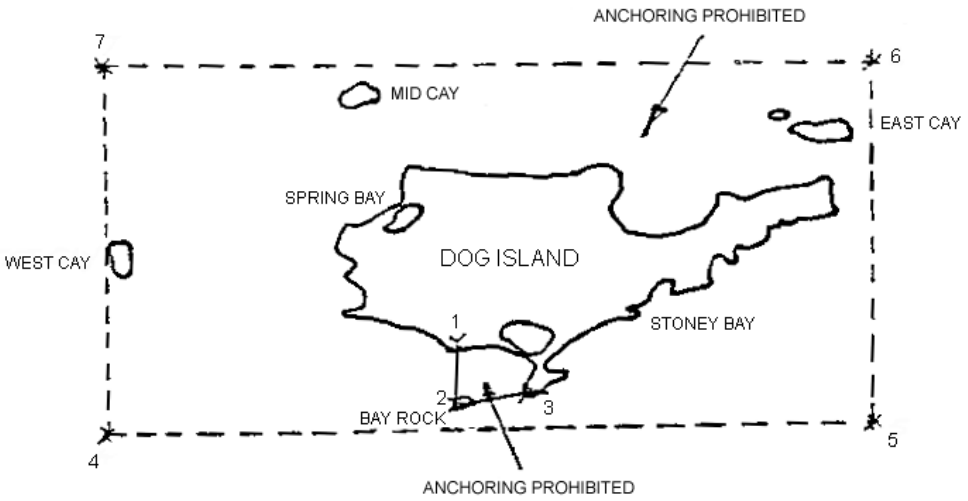
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4. All that area of the sea around Dog Island starting at coordinate 4, Lat. 18º 16' 07" N Long. 63º 16' 32" W, thence East to coordinate 5, Lat. 18º 16' 07" N, Long. 63º 14' 00" W, thence North to coordinate 6, Lat. 18º 17' 17" N Long. 63º 14' 00" W, thence West to coordinate 7, Lat. 18º 17' 17" N Long. 63º 16' 32" W, thence South to coordinate 4, Lat. 18º 16' 07" N Long. 63º 16' 32" W, except the area of Great Bay starting at coordinate 1, Lat. 18º 16' 24" N Long. 63º 15' 24" W, thence South for a distance of 304 yards to coordinate 2, Lat. 18º 16' 14" N Long. 63º 15' 24" W, thence East for a distance of 405 yards to coordinate 3, Lat. 18º 16' 14" N Long. 63º 15' 11" W more particularly delineated on the following map marked "Map 4".

MAP 4

DOG ISLAND

N

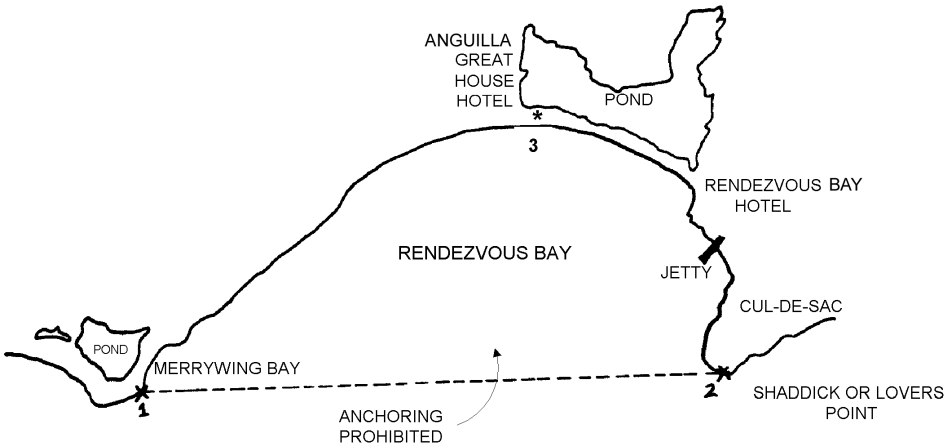


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5. All that area of the sea in Rendezvous Bay North of a line between Merrywing Bay coordinate 1, Lat. 18º 10' 06" N Long. 63º 07' 40" W and the Shaddick or Lovers Point coordinate 2, Lat. 18º 10' 04" N Long. 63º 06' 16" W more particularly delineated on the following map marked "Map 5".

MAP 5

RENDEZVOUS BAY



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