

PART 3

CONSERVATION PROVISIONS

Prohibition relating to taking marine products and to harmful activities

10. (1) No person shall—

- (a) save as hereinafter provided, use any explosive, poison, lime or other noxious substance or material with intent to take any marine product;
- (b) unless he is resident, use scuba equipment when taking marine products;
- (c) use any artificial breathing apparatus, other than scuba equipment or a snorkel, when taking marine products;
- (d) unless he is a resident, use any spear gun for the taking of marine products, or have a spear gun in his possession while swimming or boating; or
- (e) possess any noxious substance, being bleach or other substance containing or comprising sodium hypochlorite or chlorine, within the fishery limits with intent to use the same to take any marine product.

(2) Where any noxious substance, being bleach or other substance containing or comprising sodium hypochlorite or chlorine, is found upon any vessel in the fishery limits, it shall be deemed, unless the contrary is proved, that it was intended to be used for the purpose of taking marine products, contrary to the provisions of paragraph (1)(e).

(3) Every person found aboard that vessel shall be deemed, unless the contrary is proved, to have been in possession at all relevant times of the noxious substance specified in subsection (2).

(4) No person shall, except with the express permission in writing of the Governor, and subject to such conditions, including monetary payment, as he may impose, use any explosive, or any poisonous, noxious or other substance or any device potentially harmful to marine life to remove, dissolve, shift or in any way disturb any coral, sand, rock or other substance or any wreck, within the fishery limits or on the foreshore adjacent thereto.

(5) Any person who contravenes any of the provisions of this section is guilty of an offence.

Close seasons

11. (1) The close season for a particular species of marine product set out in Column 1 of Schedule 3 shall be generally throughout the fishery limits or in a particular area or areas as specified opposite in Column 2 of that Schedule during the period set out opposite in Column 3 of that Schedule.

(2) Any person who takes any marine product during a period which is a close season for that species of marine product is guilty of an offence.

Prohibited areas

12. (1) The area of the fishery limits set out in Column 1 of Schedule 4 is declared to be an area where the taking of a particular species of marine product or all species of marine products, or the taking of a particular species of marine products or all species of marine product, or by a particular means, or the deposit of conch shells or other matter as specified in Column 2 of that Schedule, is prohibited.