

[Legal Notice No. 114]

ISABEL PROVINCE WILDLIFE SANCTUARY ORDINANCE
1995

AN ORDINANCE TO CONSOLIDATE AND AMEND THE
SANTA ISABEL PROVINCE (WILDLIFE SANCTUARY) BYE-
LAWS 1982 AND THE ISABEL WILDLIFE SANCTUARY
(AMENDMENT) ORDINANCE 1991.

ARRANGEMENT OF SECTIONS

1. Short title and Commencement.
2. Definitions.
3. Establishment of Arnavon Marine Conservation Area.
4. Declaration of New Wildlife Sanctuaries.
5. Wardens.
6. Prohibition of bushfires.
7. Prohibition of arms.
8. Executive orders and regulations.
9. Publication.
10. Penalties.
11. Police Powers.
12. Repeals.

PRELIMINARY

1. This Ordinance may be cited as the Isabel Province Wildlife Sanctuary Ordinance 1995 and shall come into effect upon passage by the Isabel Provincial Assembly, assent by the Minister of Provincial Government and Publication in the Solomon Islands Gazette.

DEFINITIONS

2. In this Ordinance -
 “Management Committee” means the management committee appointed by the Provincial Executive to manage the designated area to be known as the “Arnavon Conservation Area” which shall include members of the three communities of Wagina, Kia and Posarae together with others as set out in the regulations made under this Ordinance.

“Executive” means the Executive of the Provincial Government of Isabel.

“Wildlife Sanctuary” means a wildlife sanctuary established under sections 3 or 4 of this Ordinance.

3. There is established a Wildlife Sanctuary to be called the “Arnavon Conservation Area” which shall consist of the Islands as more particularly described in the regulations made under this Ordinance and marked on a map or plan attached thereto.

4. The Executive may by resolution which shall be published in the Solomon Islands Gazette and exhibited at the office of the Provincial Government of Isabel declare other areas to be wildlife sanctuaries.

5. (1) All fisheries officers, whether members of the Public Service seconded to Isabel Province or direct Provincial employees shall be wardens of wildlife sanctuaries in Isabel Province. Additionally, the Executive and Management Committee may appoint any other person as a warden of a particular or of all wildlife sanctuaries in Isabel Province.

(2) Wardens shall be responsible for the protection and management of wildlife sanctuaries.

6. It shall be unlawful for any person wilfully or negligently to cause or permit any bush fire in any wildlife sanctuary.

7. (1) No person shall in a wildlife sanctuary be in possession of any arms other than such as may be authorised by a permit issued by the Executive.

(2) Paragraph (1) shall not apply to a member of the Government Armed Forces or Police who carries arms in wildlife sanctuary upon a duty which involves the carrying of arms.

8. The Executive may make orders or regulations for the purpose of regulating:

(1) The persons who may be admitted to any wildlife sanctuary.

(2) The conduct of any person admitted to any wildlife sanctuary.

(3) The management of natural resources within any wildlife sanctuary and any other matter which may be necessary to effectively carry out this Ordinance.

9. (1) It shall be the duty of all persons visiting any wildlife sanctuary whether employees of the management committee, the Isabel Province or not to familiarise themselves with the Provisions of this Ordinance and the current regulations made thereunder.

(2) The resident warden shall display the regulations in a prominent place where they may be conveniently read by any visitor to the wildlife sanctuary and shall use his best endeavours to bring the regulations to the notice of all such visitors.

10. Any person who contravenes the provisions of sections 6 or 7 of this Ordinance or the regulations made thereunder shall be guilty of an offence and liable to penalties as follows:

(1) Where the offence was not committed for commercial gain the person committing the offence shall be liable for a fine not exceeding \$250.00 or in default a period of imprisonment not exceeding six months.

(2) Where the offence was committed for commercial gain, the person committing the offence shall be liable for a fine not exceeding \$10,000 or in default a period of imprisonment not exceeding two years.

11. Notwithstanding anything to the contrary police officers and areas constables may enforce the provisions of this Ordinance. It shall be lawful for any police officer or area constable or warden to make enquiries to ascertain whether any breach of this Ordinance or any regulations made thereunder is being or has been committed.

12. The following Ordinances are hereby repealed -

(1) The Santa Isabel Province (Wildlife Sanctuary) Bye-laws 1992.

(2) The Isabel Province Wildlife Sanctuary (Amendment) Ordinance 1991.

Enacted by the Isabel Provincial Assembly this 3rd day of October, 1995.

DANIEL DARA
Clerk to the Assembly

Assented to by the Minister of Provincial Government this 25th day of October, 1995.

ALLAN QURUSU
Minister of Provincial Government