

CHAPTER 104

FISHERIES PROTECTION ORDINANCE

(Ordinances 5 of 1941, 9 of 1942, 13 of 1949 and 9 of 1973)

Commencement	<i>[30 August 1941]</i>
Short title	<p>1. This Ordinance may be cited as the Fisheries Protection Ordinance.</p>
Interpretation	<p>2. In this Ordinance “marine product” means any fish, aquatic animal or vegetable matter living in water including turtles, carcharinidae, cetacea, crustacea, molluscs and spongiae.</p>
Power to make Regulations	<p>3. The Governor may make regulations for the better carrying out of this Ordinance and in particular but without prejudice to the generality of the foregoing power for the following purposes—</p> <ul style="list-style-type: none"> (a) prohibiting, restricting or regulating the taking, capturing, killing or destroying of any kind or species of marine product or species of marine product of any specified size or description within the fishery limits of the Turks and Caicos Islands either generally or at any particular time or within any particular area; (b) providing for the granting and revocation of licences, containing such conditions as may be specified for the taking, capturing, killing, destroying, curing, canning, processing, manufacturing or exporting of all or any species of marine product; (c) restricting, regulating or controlling the methods and apparatus used in connection with the taking, capturing, killing, or destroying of any species of marine product; (d) prohibiting , restricting, regulating or controlling the marketing or exportation of any species of marine product or of any particular class or grade of marine product whether in a manufactured state or not; (e) prohibiting, restricting, regulating or controlling the curing, canning, processing or manufacturing

- of any species of marine product and the grading thereof, and in particular specifying the type, size or grade of marine product to be cured, canned, processed or manufactured;
- (f) providing for the examination or inspection of all or any species of marine product taken, captured, killed or destroyed;
 - (g) providing for the examination or inspection of any net, gear, boat or apparatus used in connection with the taking, capturing, killing or destroying of any species of marine product;
 - (h) providing for the seizure, forfeiture and disposal of any marine product, taken, captured, killed or destroyed in contravention of any regulations made under this Ordinance;
 - (i) providing for the seizure, forfeiture and disposal of any net, gear, boat or apparatus used in connection with the taking, capturing, killing or destroying of any marine product in contravention of any regulations made under this Ordinance or of any term of a licence issued under this Ordinance;
 - (j) prescribing penalties not exceeding a fine of \$50,000 or a term of imprisonment for twelve months or to both such fine and imprisonment for the contravention of any regulations made under this Ordinance or of any term of a licence issued under this Ordinance; (*Amended by Ord. 9 of 1973*)
 - (k) providing for the charging and collection of fees for licences to take, capture, kill or destroy all or any species of marine product in all or any of the fishery limits of the Islands by all or any class of persons.

4. The Governor may grant to any person or corporation an exclusive licence subject to such conditions as may be therein specified for the curing, canning, processing or manufacture of any species of marine product for export or for the exportation of any species of marine product.

Grant of licences