

CAYMAN ISLANDS



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**A BILL FOR A LAW TO AMEND THE MARINE CONSERVATION
LAW (2003 REVISION) WITH RESPECT TO WILDLIFE
INTERACTION IN CAYMAN WATERS; TO MAKE FURTHER
PROVISION WITH RESPECT TO THE POWERS OF FISHERIES
OFFICERS; AND FOR INCIDENTAL AND CONNECTED PURPOSES**

THE MARINE CONSERVATION (AMENDMENT) BILL, 2006

MEMORANDUM OF OBJECTS AND REASONS

This Bill seeks to amend the Marine Conservation Law (2003 Revision) to enable the Governor in Cabinet to make regulations –

- (a) for the better control of human interaction with marine life in Island waters and the use of boats for that purpose; and
- (b) for empowering fisheries officers as to the enforcement of such control measures.

Clause 1 sets out the short title of the Bill.

Clause 2 amends section 5 of the principal Law to make it clear that the power of the Governor in Cabinet to prescribe the powers of fisheries officers will enable authorisation of officers to board vessels and make inquiries in circumstances other than the circumstances described in section 5(4) of the Law.

Clause 3 amends section 29 of the principal Law to insert new regulation-making powers, so that regulations may be made under that section to prohibit or regulate human interaction with marine creatures and the use of places and boats for that purpose.

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ENACTED by the Legislature of the Cayman Islands.

1. This Law may be cited as the Marine Conservation (Amendment) Law, 2006. Short title
2. The Marine Conservation Law (2003 Revision) is amended in section 5 by inserting after subsection (4) the following subsection - Amendment of section 5 of the Marine Conservation Law (2003 Revision) - fisheries officers

“ (5) Regulations made under this Law may authorise fisheries officers to stop, and enter into or upon, a vehicle, boat or other conveyance in prescribed circumstances or for prescribed purposes.”.
3. The Marine Conservation Law (2003 Revision) is amended in section 29 as follows - Amendment of section 29 of the Marine Conservation Law (2003 Revision) - regulations
 - (a) by deleting from paragraph (p) the word “and”; and
 - (b) by repealing paragraph (q) and substituting the following paragraphs -

“(q) prohibiting or regulating -

 - (i) touching or feeding of or other human interaction with marine life of a prescribed kind or description; and
 - (ii) the promotion or use of any area of land or waters as a place where such interaction is invited, encouraged or facilitated;
 - (r) regulating the use of vessels in waters of the Islands, whether or not within a restricted marine area or marine

- park, for the purposes of this Law or authorising the regulation thereof, by means of licences, journey scheduling or otherwise, by a prescribed person or body; and
- (s) prescribing matters required or permitted by this Law to be prescribed or for carrying out or giving effect to the provisions and purposes of this Law.”.

Passed by the Legislative Assembly the day of , 2006.

Speaker.

Clerk of the Legislative Assembly.