



The Territories of
South Georgia and the
South Sandwich Islands

Alan Edden Huckle
Commissioner.
Government House
Stanley
Falkland Islands

Prohibited Areas Ordinance (2013)

PUBLISHED BY AUTHORITY

(No. 1 of 2010) (assented to: 14 September 2010)
(commencement: on publication) (published: 24 September 2010)

ARRANGEMENT OF PROVISIONS

Section

1. Short title
2. Commencement
3. Prohibited Area Order

AN ORDINANCE

To enable the Commissioner by Order to declare any area in the Territories and the territorial sea of the Territories specified in it to be an area into which subject to this Ordinance entry by any person without the Commissioner's permission is prohibited, and to create offences in relation to such areas and things within them.

ENACTED by the Commissioner of South Georgia and the South Sandwich Islands as follows:

1. Short title

This is the Prohibited Areas Ordinance 2010.

2. Commencement

This Ordinance comes into force on publication in the Gazette.



3. Prohibited Area Order

(1) The Commissioner may by Order declare—

(a) any area of land in the Territories;

(b) any area of land or sea lying to the landward of the outer limit of the territorial sea and which is covered by water at all times or at any stage of any tide;

and which is described in the Order to be or to be part of an area (a "Prohibited Area")—

(i) the entry into which by any person by any means;

and

(ii) from which the taking or removal by any person of any thing,

except as provided by this Ordinance or with the permission of the Commissioner is an offence.

(2) The Commissioner may only exercise the power conferred by subsection (1) in respect of an area in relation to which he is satisfied it is necessary to do either or both of the following—

(a) to protect persons from danger to their health or safety; or

(b) to protect the heritage value of the area.

(3) Nothing in subsection (1) shall apply so as to render it an offence for a person aboard any vessel to enter any area of sea due to stress of weather or by reason of force majeure.

(4) A person who contravenes subsection (1) commits an offence and is liable on conviction to a fine not exceeding £50,000 or to imprisonment for a term not exceeding 12 months or both.

(5) This section has effect in addition to any other provision of law enabling the Commissioner to prohibit or restrict entry into any area.

Made 14th September 2010

A. E. Huckle, Commissioner.



Subsidiary Legislation

HEALTH AND SAFETY AND ENVIRONMENT

Prohibited Areas Order 2013 S. R. & O. No: 2 of 2013

Made: 30 May 2013 Published: 12 June 2013 Coming into force: on publication

IN EXERCISE of my powers under section 3(1) of the Prohibited Areas Ordinance (No 1 of 2010) and being satisfied as required by section 3(2) of that Ordinance that it is necessary to do so to protect persons from danger to their health and safety and to protect the heritage value of the areas to which the order relates, I make the following order –

1. Title

This order is the Prohibited Areas Order 2013.

2. Commencement

This order comes into force on publication in the *Gazette*.

3. Interpretation

(1) In this Order –

“the principal Ordinance” means the Prohibited Areas Ordinance;

“the Husvik Whaling Station Prohibited Area” means that area of land and sea surrounding the Husvik whaling station, which is identified and delineated by a grey line on the plan marked Plan No. 1 attached to this order;

“the Leith Whaling Station Prohibited Area” means that area of land and sea surrounding the Leith whaling station which is identified and delineated by a grey line on the plan marked Plan No. 2 attached to this order;

“the Prince Olav Whaling Station Prohibited Area” means that area of land and sea surrounding the Prince Olaf whaling station which is identified and delineated by a grey line on the plan marked Plan No. 3 attached to this order; and

“the Stromness Whaling Station Prohibited Area” means that area of land and sea surrounding the Stromness whaling station which is identified and delineated by a grey line on the plan marked Plan No. 4 attached to this order.

(2) The plans attached to this Order form part of this Order.

4. Prohibited Areas

The Husvik Whaling Station Prohibited Area, the Prince Olav Whaling Station Prohibited Area, the Leith Whaling Station Prohibited Area and the Stromness Whaling Station Prohibited Area are declared under section 3(1) of the principal Ordinance to be Prohibited Areas.

5. Repeal

The Prohibited Areas Order 2010 is repealed.

Made 30 May 2013

N. R. Haywood C.V.O., Commissioner.

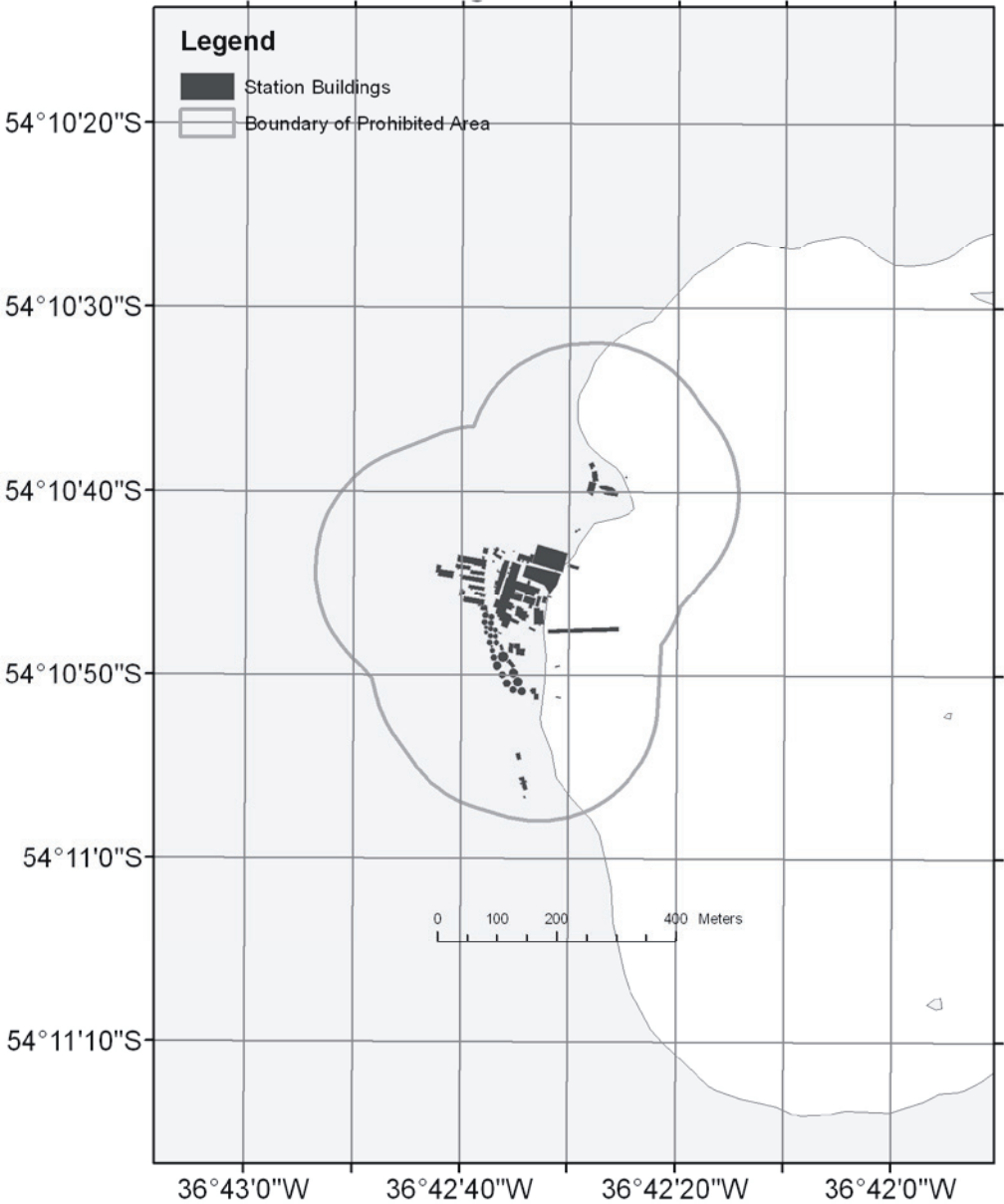
EXPLANATORY NOTE (not forming part of the Order)

This replaces the Prohibited Areas Order (SR&O No 1 of 2010), correcting errors in the cross-referencing to the Prohibited Areas Ordinance (No 1 of 2010). This order constitutes areas of land and sea surrounding the Husvik, Leith, Prince Olav and Stromness Whaling Stations in South Georgia as prohibited areas under the Prohibited Areas Ordinance 2010, thus prohibiting entry into those areas except with the permission of the Commissioner or, in the case of vessels, entry into the sea within such an area due to stress of weather or by reason of force majeure.



Plan No. 1

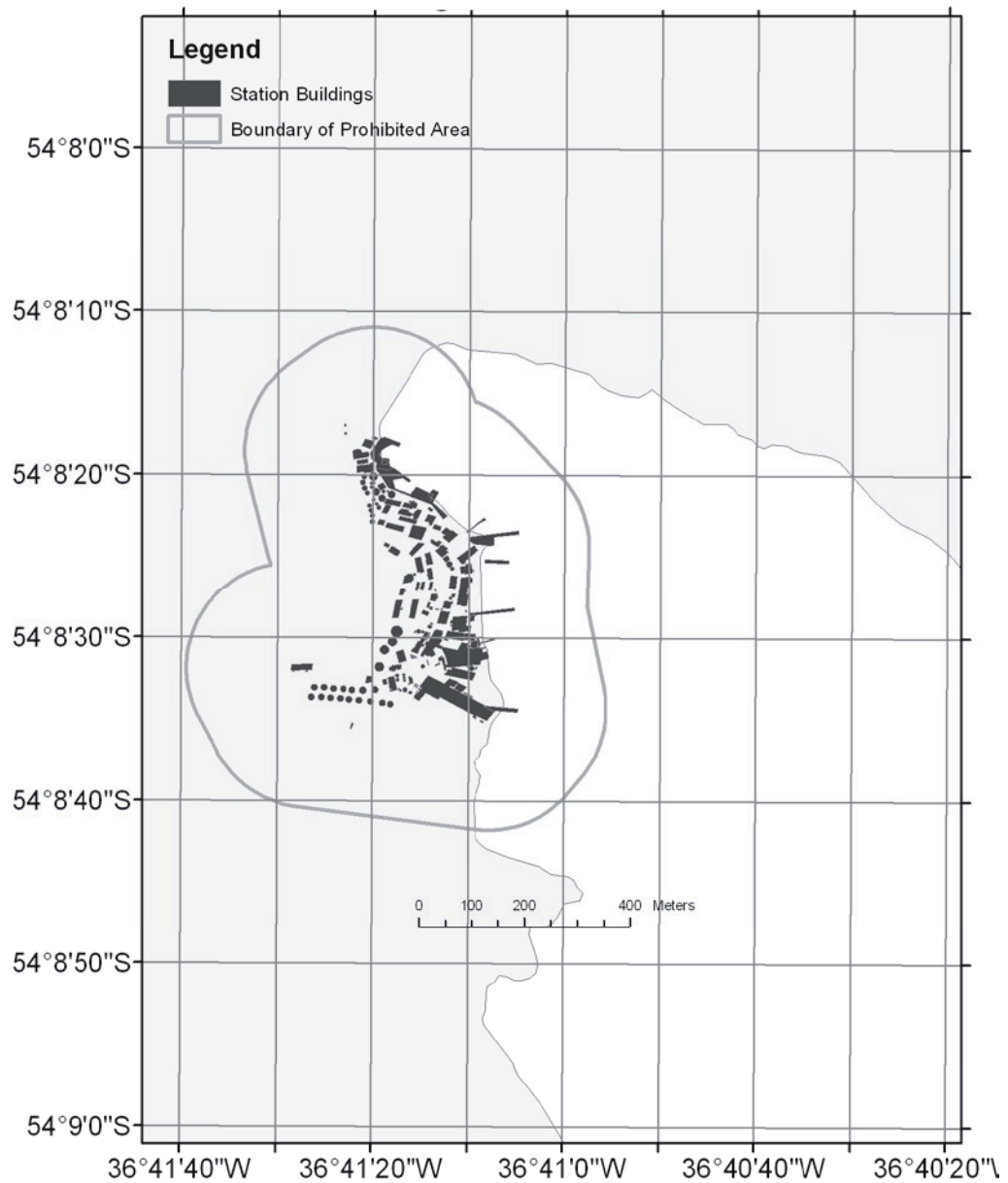
Husvik Whaling Station Prohibited Area





Plan No. 2

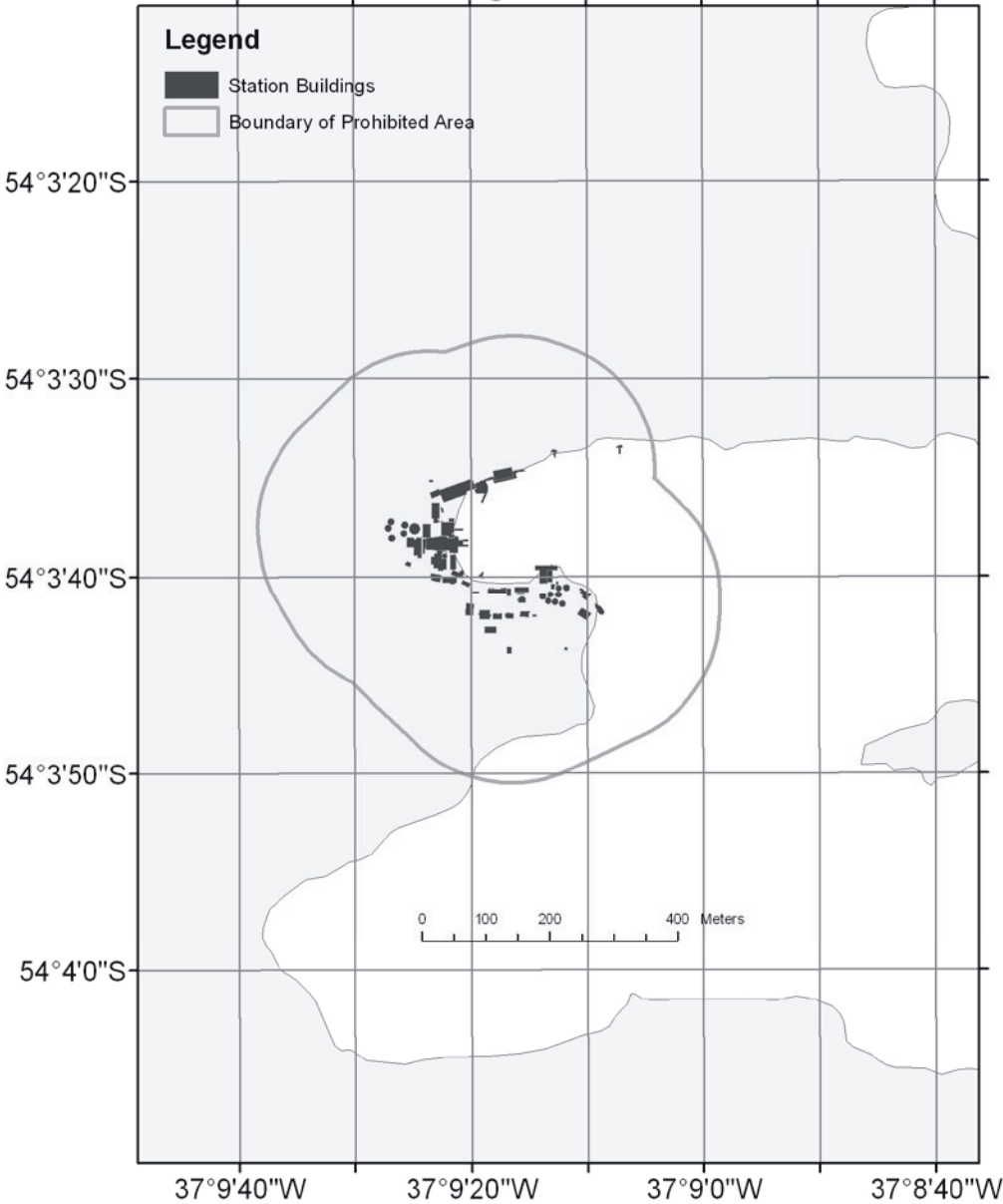
Leith Whaling Station Prohibited Area





Plan No. 3

Prince Olav Whaling Station Prohibited Area





Plan No. 4

Stromness Whaling Station Prohibited Area

