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SUPPLEMENT

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No. 33

**THE ENDANGERED SPECIES (PROTECTION, CONSERVATION AND
REGULATION OF TRADE) ACT, 2000**

THE ENDANGERED SPECIES (PROTECTION, CONSERVATION AND REGULATION
OF TRADE) ESTABLISHMENT OF INDIVIDUAL EXPORT QUOTA (CONCH,
STROMBUS GIGAS) REGULATIONS, 2000

In exercise of the power conferred upon the Minister by section 53 of the Endangered Species (Protection, Conservation and Regulation of Trade) Act, 2000 and of every other power hereunto enabling, the following Regulations are hereby made:—

1. These Regulations may be cited as the Endangered Species (Protection, Conservation and Regulation of Trade) Establishment of Individual Export Quota (Conch, *Strombus gigas*) Regulations, 2000.

2. In these Regulations—

“conch” means *Strombus gigas* (Queen Conch);

“Fisheries Division” means the Fisheries Division of the Ministry responsible for agriculture;

“Veterinary Division” means the Veterinary Division of the Ministry responsible for agriculture.

EXPORT OF *STROMBUS GIGAS* (QUEEN CONCH)

3.—(1) A person who wishes to export conch shall apply to the Management Authority for an Individual Export Quota in the form set out in the Schedule.

(2) An application under paragraph (1) shall be accompanied by—

- (a) a fee of seven hundred and fifty dollars;
- (b) a certificate of inspection of the premises on which the conch has been stored, issued by the Fisheries Division; and
- (c) a certificate issued by the Veterinary Division certifying the quality of the conch in storage.

4.—(1) The Management Authority shall not grant an Individual Export Quota unless it is satisfied that the applicant—

- (a) has been duly granted an Individual Conch Quota pursuant to the Fishing Industry (Conservation of Conch (Genus *Strombus*)) Regulations, 2000;
- (b) has already harvested the conch allocated to him in his Individual Conch Quota; and
- (c) does not intend to export any amount of conch in excess of the amount allocated to him in his Individual Conch Quota.

(2) For the purpose of paragraph (1) (b) the Management Authority shall calculate the weight of conch to be exported using such conversion factor as shall be determined by the Minister responsible for agriculture pursuant to the Fishing Industry (Conservation of Conch (Genus *Strombus*)) Regulations, 2000.

5.—(1) Neither the certificate regarding each Individual Export Quota granted by the Management Authority nor the individual allocation of export quota shall be transferable.

(2) The certificate and quota referred to in paragraph (1) shall each be valid for such period as is specified in the certificate, being a period not exceeding three months.

6. The Management Authority shall keep a register containing the following information—

- (a) the amount of 50% cleaned conch exported for each conch season;
- (b) the Individual Conch Quotas held by each exporter;
- (c) the names and addresses of all exporters to whom export permits have been granted; and
- (d) any other information that the Authority considers necessary in relation to the export of conch.

7. An authorized officer may at any reasonable time of day enter any premises on which conch is stored and may—

- (a) inspect the premises;
- (b) examine any conch meat found therein.

8. Any person who is dissatisfied, with a decision of the Management Authority to grant or refuse to grant an Individual Export Quota may appeal to the Minister.

SCHEDULE (Regulation 3 (1))

THE ENDANGERED SPECIES (PROTECTION, CONSERVATION AND REGULATION
OF TRADE) ESTABLISHMENT OF INDIVIDUAL EXPORT QUOTA (CONCH,
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*Application Form for Individual Export Quota for Strombus gigas
(Queen Conch)*

Application No. _____

Name of Exporter: _____
Please print or type

Address of Exporter: _____

TRN NO: _____ Telephone No. _____ Fax No. _____ E-Mail: _____

I/We hereby apply for Export Quota to export _____ kilograms of
50% Cleaned Strombus gigas (Queen Conch).

Fishing year _____

State the premises or facilities where conch is currently stored if different
from the premises or facilities notified to the Fisheries Division, Ministry
of Agriculture.

Please note the following—

- (1) Please attach Certificate of the Individual Conch Quota and verification of inspection from the Fisheries Division and health certificate from the Veterinary Division of the Ministry of Agriculture respectively.
- (2) Attach copies of any applicable permits and license required by law to harvest or export conch.

SCHEDULE, *contd.*

APPLICANT'S DECLARATION

I hereby certify that—

- (a) I have read and am familiar with the Endangered Species (Protection, Conservation and Regulation of Trade) Act and the Regulations made thereunder;
- (b) the information contained in this application is true to the best of my knowledge and belief; and
- (c) I understand that any misrepresentation found to be contained in this application during its processing shall lead to the discontinuation of the processing thereof.

Signature of Exporter_____
Date

FOR OFFICIAL USE ONLY

Date Received: _____
Inspection by Fisheries Division _____
Health Certificate No: of Veterinary Division _____
Date of NRCA Inspection: _____
Quantity of conch in storage _____
Degree processed: _____
Application Fee Enclosed: _____
Date approved: _____
Name of Officer: _____

Dated this 3rd day of April, 2000.

SEYMOUR MULLINGS,
Minister of Land and Environment.