
SUBSIDIARY LEGISLATION

WILDLIFE AND PROTECTED AREAS

**Wildlife and Protected Areas (SPA Management Plan and Prohibited Activities)
Regulations 2022**

(S.R. & O. No.: of 2022)

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Regulation

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(Made: 2022)
(Published: 2022)
(Coming into force: on publication)

I make these Regulations under section 17 of the Wildlife and Protected Areas Ordinance 2011 (“**the Ordinance**”).

1. Title and commencement

These Regulations are the Wildlife and Protected Areas (SPA Management Plan and Prohibited Activities) Regulations 2022 and come into force on publication in the *Gazette*.

2. Interpretation

(1) In these Regulations —

“**conservation objectives**” means the conservation objectives set out in article 5 of the Order;

“**management plan**” has the meaning in regulation 4(1);

“**prohibited activities**” has the meaning in regulation 5; and

“**Order**” means the Wildlife and Protected Areas (Specially Protected Areas) Order 2022.

(2) These Regulations are construed with the Order.

3. Management plan

(1) The management plan for the specially protected areas is the document identified as such and published on the Government’s website from time to time (“**the management plan**”).

(2) For the purpose of section 17(4) of the Ordinance, a synopsis of the management plan is set out in the Schedule.

(3) The Commissioner must review the management plan within 6 years of the coming into force of these Regulations and thereafter within 6 years after that, and each subsequent, review, to —

(a) assess the extent to which the plan is delivering the conservation objectives for the specially protected areas;

(b) consider whether any changes are required to the prohibition on entry to the South Sandwich Islands in the Order or to the prohibited activities in relation to any specially protected area; and

(c) consider whether any changes are required to improve monitoring or surveillance of the impact of implementing the plan.

(4) Having reviewed the plan in accordance with subregulation (3), the Commissioner must update the plan as necessary to deliver the conservation objectives and publish the updated plan on the Government’s website.

4. Prohibited activities

(1) The following activities are prohibited in the specially protected areas (“**prohibited activities**”) —

(a) the collection, sampling or possession of any material, whether biotic or abiotic;

(b) deliberate or reckless disturbance of, or interference of any kind with, any native or wild bird or marine mammal;

(c) the erection of any structure or installation, whether temporary or permanent, including affixing any such structure or installation to any protected feature or any building;

(d) the use of any mechanically-propelled vehicle that is not a wheelchair designed for, and used by, a person whose physical mobility is restricted;

(e) the use of any aircraft, whether manned or unmanned, at 200 metres or less above ground level;

(f) the removal of any peat, topsoil or subsoil;

(g) the removal, quarrying or extraction of any minerals (including stone, shingle, sand or gravel);

(h) disposal of waste by burial, landfill or incineration; and

(i) any development, whether temporary or permanent, including the carrying out of building, engineering, demolition or other operations in, on, over or under land, or the making of any material change in the use of any buildings or other land.

(2) The prohibition in subregulation (1) does not apply to any activity undertaken by a person who

(a) is a member of the naval, military or air forces of the Crown, acting in the course of their duties; or

(b) is acting for or on behalf of the Government of South Georgia and the South Sandwich Islands.

SCHEDULE - SYNOPSIS OF THE MANAGEMENT PLAN

(regulation 3)

The management plan sets out the scheme for achieving the conservation objectives for the specially protected areas.

In particular, the management plan sets out the policies and procedures that apply to applications for permits under section 21 for —

(a) activities otherwise prohibited in the specially protected areas under regulation 5; and

(b) entry into the South Sandwich Islands in exceptional circumstances.

The management plan also outlines a phased approach to managing the specially protected areas.

The Government will be advised by an expert group on matters relating to the development and ongoing monitoring of the specially protected areas.

Made 2022

N. J. PHILLIPS C.B.E.,
Commissioner.

EXPLANATORY NOTE

(not forming part of these Regulations)

These Regulations are made under section 17 of the Wildlife and Protected Areas Ordinance 2011 and come into force on publication in the *Gazette* (regulation 1).

Regulation 2 provides for the implementation of the management plan, of which a synopsis is provided in the Schedule. The plan must be published on the Government website at [Wildlife & Protected Areas – Government of South Georgia & the South Sandwich Islands](#) and updated every 6 years.

Regulation 4 lists the activities that are prohibited in South Georgia and the South Sandwich Islands. The prohibitions do not apply to the armed forces or the Government.