
**GAME AND WILD BIRDS (AMENDMENT)
ORDINANCE 2019**

An Ordinance to amend the Game and Wild Birds Ordinance 2008

R.J. Thomson
ADMINISTRATOR

16 December 2019

BE it enacted by the Administrator of the Sovereign Base Areas of Akrotiri and Dhekelia as follows:–

Short title

1. This Ordinance may be cited as the Game and Wild Birds (Amendment) Ordinance 2019.

Commencement

2. This Ordinance comes into force on 18 December 2019.

Amendment to the Game and Wild Birds Ordinance 2008

3. The Game and Wild Birds Ordinance 2008(a) is amended as follows.

(a) Ordinance 21/2008, as amended by Ordinances 03/2009, 17/2009, 29/2009, 34/2010, 08/2013, 18/2014, 01/2015, 03/2016, 10/2016, 06/2017, 07/2018 and 10/2018.

Amendment to section 2

- 4.—(1) Section 2 (interpretation) is amended in accordance with this section.
- (2) For the definition of “project” substitute—
- ““project” has the same meaning given to this term in section 2 of the Environmental Impact Assessment Ordinance 2010(a);”

Amendment to section 10

- 5.—(1) Section 10 (appropriate assessment) is amended in accordance with this section.
- (2) In subsection (3) for “subject to which the approval should be given” substitute “subject to which it is recommended that approval should be given”.
- (3) In subsection (4) for “a plan, programme or project may be approved by the Chief Officer” substitute “the Chief Officer may approve a plan, programme or project”.
- (4) After subsection 6 insert—
- “(6A) If the Chief Officer approves a plan, programme or project in accordance with subsection (4) or (5), he may grant such approval subject to any conditions or restrictions as he sees fit.”
- (5) Omit subsection (7).
- (6) After subsection (9) insert—
- “(10) Any person who—
- (a) contravenes or fails to comply with any—
- (i) measure specified in an order made in accordance with subsection (6),
- (ii) condition or restriction subject to which an approval is granted in accordance with subsection (6A), or
- (b) carries out a plan, programme or project of the kind referred to in subsection (1) that has not been approved by the Chief Officer under subsection (4) or (5),
- is guilty of an offence and is liable to imprisonment for three years, to a fine of €20,000, or to both.”

(a) Ordinance 26/2010.

EXPLANATORY NOTE

(This note is not part of the Ordinance)

1. This explanatory note relates to the Game and Wild Birds (Amendment) Ordinance 2019 (the “Ordinance”). It has been prepared by the Office of the Attorney General and Legal Adviser in order to assist the reader of the Ordinance. It does not form part of the Ordinance.
2. The Ordinance amends the Game and Wild Birds Ordinance 2008 (the “principal Ordinance”). Section 5 amends the principal Ordinance to make clear the subsections in section 10 of the principal Ordinance pursuant to which an approval may be granted, without which approval no plan, programme or project may proceed. It also provides the Chief Officer with the power to attach conditions or restrictions to any approved plan, programme or project. It also sets out the criminal liability that may attach to any person who contravenes or fails to comply with any condition, restriction or compensatory measure subject to which an approval is granted, and makes it an offence to carry out a plan, programme or project that has not been approved by the Chief Officer.

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