
CHAPTER 149**NATIONAL PARKS****ARRANGEMENT OF SECTIONS**

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CHAPTER 149

NATIONAL PARKS

AN ACT TO PROVIDE FOR THE FORMATION OF NATIONAL
PARKS

5 of 1954
5 of 1973
LN 46A of 1978
LN 88 of 1978

[19th March 1954]

1. This Act may be cited as the National Parks Act. Short title
2. In this Act unless the context otherwise requires— Interpretation
 “animal” means any kind of vertebrate animal (including *5 of 1973, s. 2*
 fish) and includes the eggs and young thereof; *LN 46A of 1978*
 “hunting” includes any act immediately directed at the
 killing or capture of any animal and the taking of
 eggs, nests or young;
 “park ranger” means a person appointed to be a park
 ranger pursuant to section 3 and includes a senior
 park ranger;
 “vegetation” includes any form of vegetable matter alive
 or dead.
- 3.—(1) The Minister by proclamation may declare any area of Formation of
national parks
and appointment
of park rangers
5 of 1973, s. 3
LN 46A of 1978
 land to be a national park and may, in like manner, define or alter
 the limits of any such area.
- (2) A senior park ranger, park rangers or voluntary park
 rangers may be appointed for the purposes of this Act, any such
 appointment to be made pursuant to the Constitution in the case
 of a public office but otherwise by the Minister.
- (3) A person appointed pursuant to subsection (2) shall exer-
 cise and perform such functions as may be prescribed.
4. The Minister may, either by purchase or otherwise, acquire Acquisition of
land in national
park
LN 46A of 1978
 any private land, situated within a national park if he considers
 it necessary or desirable in the interests thereof, paying therefor
 such compensation as may be agreed upon.
5. It shall not be lawful for any person other than— Restriction of
residence in
national parks
 (a) a public officer on duty within the park;
 (b) a person whose place of ordinary residence is within
 the park;

(c) a person who has any rights over immovable property within the park;

(d) a person engaged in bona fide prospecting or mining operations;

(e) the dependants and servants of the above persons; to reside in a national park except in accordance with a permit to reside issued under the provisions of section 6.

6. The Permanent Secretary, Ministry of Youth and Cultural Affairs and any officer authorised by him may issue to any person a permit to reside in a national park for any of the following purposes—

(a) investigation or study of wild life and purposes ancillary thereto;

(b) travel;

(c) photography;

(d) transacting lawful business with any person;

(e) scientific research;

(f) collecting firewood.

(2) A permit to reside in a national park shall be issued subject to such conditions as the Permanent Secretary, Ministry of Youth and Cultural Affairs may require and such conditions shall be endorsed on the permit.

7.—(1) The Permanent Secretary, Ministry of Youth and Cultural Affairs may for good and sufficient reason refuse to issue or may revoke a permit to reside in a national park.

(2) Any person aggrieved by a decision of the Permanent Secretary, Ministry of Youth and Cultural Affairs under subsection (1) may appeal to the Minister whose decision shall be final.

8.—(1) No person shall hunt any animal other than fish in a national park:

Provided that the Permanent Secretary, Ministry of Youth and Cultural Affairs may where he is satisfied that it is necessary that animals should be hunted for the better preservation of other animal life or for other good and sufficient reason issue a permit authorising any person to hunt such animals as may be necessary.

(2) A permit issued under subsection (1) shall specify the number and kind of animals that may be hunted thereunder.

Permit to reside in national parks
LN 46A of 1978
LN 88 of 1978

Refusal of permits
LN 46A of 1978
LN 88 of 1978

Appeal

No hunting in national parks
LN 46A of 1978
LN 88 of 1978

9. No person shall in a national park be in possession of any arms other than such as may be authorised by a permit issued by the Permanent Secretary, Ministry of Youth and Cultural Affairs for good and sufficient reasons:

Carrying of arms in a national park
LN 46A of 1978
LN 88 of 1978

Provided that nothing in this section shall make it unlawful for a member of the Government service to carry arms if he is employed in the national park upon duty which involves the carrying of arms.

10. It shall be unlawful for any person—

(a) wilfully or negligently to cause any bush or grass fire in a national park;

(b) to leave unextinguished any fire which he has lighted, or to discard any burning object, in a national park;

(c) to pick, pluck or dig out any vegetation;

(d) to discard any refuse or any litter within a national park, or in any other way to disfigure a national park;

(e) to interfere with, obstruct or resist a park ranger in the execution of his duties.

Other offences
5 of 1973, s. 4

11. Nothing in this Act shall make it an offence to kill or injure by any means any animal in defence of human life or property:

Defence of life or property

Provided that this section shall not apply to the killing or injuring of an animal in self defence if the behaviour of the animal necessitated such killing or injuring as the result of deliberate provocation.

12. Notwithstanding any other provisions of this Act an administrative officer may kill or authorise the killing of any animal in any manner if he considers it necessary in the interests of public safety or the protection of property.

Destruction of dangerous animals

13.—(1) Any person who contravenes the provisions of sections 5, 8, 9 or 10 or fails to comply with any condition endorsed on a permit issued under the provisions of this Act shall be guilty of an offence and shall be liable on conviction to imprisonment for six months or to a fine of two hundred dollars or to both such imprisonment and fine.

Penalties and forfeitures
5 of 1973, s. 5

(2) When any person is convicted of an offence against this Act the Court may order that any firearm, animal meat or vegetation shall be forfeited to the Government or destroyed and that any permit held by such person under the provisions of this Act shall be cancelled.

Rules

14. The Minister may make rules generally for the better carrying out of the purposes of this Act and in particular and without prejudice to the generality of the foregoing for—

(a) prescribing the form to be used for any permit issued under the provisions of this Act;

(b) prohibiting or regulating the hunting of animals near roads or townships;

(c) controlling settlements in national parks with a view to preventing disturbances of the natural fauna.

CHAPTER 149

NATIONAL PARKS

Subsidiary Legislation

DECLARATION OF NATIONAL PARK

(Section 3)

The area of land specified in the Schedule hereto shall be a National Park to be known as the Queen Elizabeth Park.

Proclamation
No. 1 of 1973
LN 29/1973

SCHEDULE

An area of land lying to the south-east of Honiara town between the Matanikau River, Kolaa Ridge and Mount Austen, comprising 1092.733 hectares and known as Lot 3 of L.R. 83/1 the boundaries of which are delineated and edged red on Plan No. 1704 held in the office of the Commissioner of Lands in Honiara.