

# SOUTH GEORGIA AND SOUTH SANDWICH ISLANDS GAZETTE

### PUBLISHED BY AUTHORITY

No. 1 7 May 2013

The following is published in this Gazette –

Criminal Justice Ordinance 2013 (No 1 of 2013).



# Territories of South Georgia and the South Sandwich Islands

### SANDRA TYLER-HAYWOOD *Acting Commissioner.*

### **CRIMINAL JUSTICE ORDINANCE 2013**

(No: 1 of 2013)

### ARRANGEMENT OF PROVISIONS

### Section

- 1. Title
- 2. Commencement
- 3. Powers of Police Officers



### Territories of South Georgia and the South Sandwich Islands

### SANDRA TYLER-HAYWOOD

Acting Commissioner.

### **CRIMINAL JUSTICE ORDINANCE 2013**

(No: 1 of 2013)

(assented to: 7 May 2013) (published: 7 May 2013) (commencement: on publication)

### AN ORDINANCE

To make provision in relation to police powers.

ENACTED by the Commissioner of South Georgia and the South Sandwich Islands —

### 1. Title

This Ordinance is the Criminal Justice Ordinance 2013.

### 2. Commencement

This Ordinance comes into force when it is published in the *Gazette*.

### 3. Powers of Police Officers

A police officer enrolled in the Territory's police force has the same powers in relation to the exercise of their duties in the Territory as a police officer in the Falkland Islands has in relation to the exercise of their duties in the Falkland Islands.

Enacted 7<sup>th</sup> May 2013

S. Tyler-Haywood, *Acting Commissioner*.



# SOUTH GEORGIA AND SOUTH SANDWICH ISLANDS GAZETTE

### PUBLISHED BY AUTHORITY

No. 2 13 June 2013

The following are published in this Gazette –

Notices 1 to 10;

**Supplementary Appropriation (2012) Ordinance 2013 (No 2 of 2013);** 

Appropriation (2013) Ordinance 2013 (No 3 of 2013);

Wildlife and Protected Areas (Amendment) Ordinance 2013 (No 4 of 2013);

Postal Services (Amendment) Ordinance 2013 (No 5 of 2013);

Marine Protected Areas Order 2013 (SR&O No 1 of 2013);

Prohibited Areas Order 2013 (SR&O No 2 of 2013); and

Coins Order 2013 (SR&O No 3 of 2013).

### **NOTICES**

No. 1 14 December 2012

#### **United Kingdom Statutory Instruments**

Notice is hereby given that the following United Kingdom Statutory Instruments have been published in the United Kingdom by The Stationery Office Limited and are available to view at <a href="www.legislation.gov.uk">www.legislation.gov.uk</a>:

2012 No 2748 – The Iraq (United Nations Sanctions) (Overseas Territories) (Amendment) Order 2012;

2012 No 2749 – The Liberia (Restrictive Measures) (Overseas Territories) (Amendment) Order 2012;

2012 No 2750 – The Democratic Republic of the Congo (Restrictive Measures) (Overseas Territories) (Amendment) Order 2012:

2012 No 2751 – The Eritrea (Sanctions) (Overseas Territories) Order 2012;

2012 No 2753 – The Zimbabwe (Sanctions) (Overseas Territories) Order 2012;

2012 No 3069 – The Syria (Restrictive Measures) (Overseas Territories) (Amendment) Order 2012.

Dated 14 December 2012

B. I. STEEN, for Attorney General.

No. 2

11 February 2013

### South Georgia and South Sandwich Islands Order 1985 section 7

### **Appointment of Registrar General**

- 1. The office of Registrar General for South Georgia and the South Sandwich Islands Order 1985 (SI 1985/449) was constituted on 18 August 2009. Section 7 empowers the Commissioner to make appointments to any office so constituted.
- 2. In exercise of my powers under section 7 for the purpose of registration under the laws of South Georgia and the South Sandwich Islands, including but not limited to: Land Ordinance, Marriage Ordinance, Registrations Ordinance, and Registration of United Kingdom Patents Ordinance, and any other duties that may be required in the role of Registrar General, I appoint **Elizabeth Jayne Reid** to be Registrar General.
- 3. This appointment has effect from the date below, and continues in effect whilst Elizabeth Jayne Reid holds office as Registrar General of the Falkland Islands, unless

terminated sooner.

Dated 11 February 2013

N. R. HAYWOOD C.V.O.,

Commissioner.

No. 3

6 May 2013

6 May 2013

### Police Ordinance 1967

section 5

#### **Enrolment of Police Officer**

- 1. The Police Ordinance 1967 (No 9 of 1967, Falkland Islands) applies to South Georgia and the South Sandwich Islands by reference to the Application of Colonies Laws Ordinance 1967 (No 10f 1967, Falkland Islands).
- 2. Section 5 of the Ordinance provides that the Police Force shall consist of such police officers as may from time to time be approved by the Commissioner and enrolled in the Force.
- 3. In exercise of my powers under section 5, I approve Andrew Huggins as a police officer.
- 4. Andrew Huggins is enrolled as a police officer from the date below until June 2013 unless this enrolment is terminated sooner.

Dated 6 May 2013

S. TYLER-HAYWOOD,

 $Acting\ Commissioner.$ 

No. 4

Police Ordinance 1967

section 5

### **Enrolment of Police Officer**

- 1. The Police Ordinance 1967 (No 9 of 1967, Falkland Islands) applies to South Georgia and the South Sandwich Islands by reference to the Application of Colonies Laws Ordinance 1967 (No 10f 1967, Falkland Islands).
- 2. Section 5 of the Ordinance provides that the Police Force shall consist of such police officers as may from time to time be approved by the Commissioner and enrolled in the Force
- 3. In exercise of my powers under section 5, I approve Richard Karavics as a police officer.
- 4. Richard Karavics is enrolled as a police officer from the date below until June 2013 unless this enrolment is terminated sooner.

Dated 6 May 2013

S. TYLER-HAYWOOD, *Acting Commissioner*.

No. 5 30 May 2013

#### **Public Holidays 2013**

The Commissioner has declared that the following will be Public Holidays for South Georgia and the South Sandwich Islands during 2013:

1 January New Year's Day
17 January Possession Day
29 March Good Friday
1 April Easter Monday
26 April Liberation Day
21 June Midwinter's Day

13 September Toothfish (end of season) Day

25 December Christmas Day 26 December Boxing Day

Dated 30 May 2013

#### N. R. HAYWOOD C.V.O.,

Commissioner.

Note: this notice replaces Notice No. 7 published in Gazette No. 2 dated 4 December 2012.

No. 6 30 May 2013

#### **Public Holidays 2014**

The Commissioner has declared that the following will be Public Holidays for South Georgia and the South Sandwich Islands during 2014:

1 January New Year's Day 17 January Possession Day 18 April Good Friday 21 April Easter Monday

28 April Liberation Day (in lieu of 26 April)
23 June Midwinter's Day (in lieu of 21 June)

15 September Toothfish (end of season) Day

25 December Christmas Day 26 December Boxing Day

Dated 30 May 2013

N. R. HAYWOOD C.V.O., *Commissioner*.

No. 7 30 May 2013

#### **Visitors Ordinance 1992**

section 3

Notification of amount of passenger landing fee

Section 3(1) of the Visitors Ordinance (No 2 of 1992), as amended by the Visitors (Amendment) Ordinance 2005 (No 1 of 2005), provides that a passenger landing fee must be paid for every visitor to South Georgia and the South Sandwich Islands and states that the amount of the fee is to be prescribed by the Commissioner and published in the Gazette.

The following passenger landing fees, in the currency of the United Kingdom, must be paid:

- (a) for a short visit (one lasting less than 72 hours), the amount of the passenger landing fee is £110.
- (b) for an extended visit (one lasting 72 hours or more), the amount of the passenger landing fee is £165.
- (c) The extended visit passenger landing fee (£165) is valid for one calendar month from the start of the visit. If the visitor remains in the Territory, a further passenger landing fee must be paid as if a new visit had started when the previous fee expired.

These apply from when this Notice is published in the Gazette and they are also to be treated as having applied from 1 July 2012.

Dated 30 May 2013

N. R. HAYWOOD C.V.O., *Commissioner*.

No. 8 30 May 2013

### Wildlife and Protected Areas Ordinance 2011 section 21

### Notification of fee for permits granted under section 21 of the Wildlife and Protected Areas Ordinance

Section 21(5) of the Wildlife and Protected Areas Ordinance (No 1 of 2011), as amended by the Wildlife and Protected Areas (Amendment) Ordinance (No 4 of 2013), provides that a fee may be charged for the grant of a permit under section 21(1) of that Ordinance. Notification of such a fee must be published in the Gazette.

From 1 July 2013 a fee of £25 will be charged for any permit granted under section 21(1) of the Wildlife and Protected Areas Ordinance 2011. In accordance with section 21(5) of the Wildlife and Protected Areas Ordinance 2011, the Commissioner may waive payment of the fee in any particular case.

Dated 30 May 2013

N. R. HAYWOOD C.V.O., *Commissioner*.

No. 9 30 May 2013

### Fisheries (Conservation and Management) Ordinance 2000 section 4

### **Appointment of Fisheries Protection Officers**

1. In exercise of my powers under section 4(4) of the Fisheries (Conservation and Management) Ordinance 2000, the following persons are appointed as Fisheries Protection Officers:

Ian Wallace

3

Keiron Patrick Pomeroy Fraser Joanna Louise Cox

- 2. The appointments have effect from 1 January 2013, and continue in effect respectively whilst:
  - (a) Ian Wallace is employed by the Falkland Islands Government as a Fishery Protection Officer and agreement between the Falkland Islands Government and the Government of South Georgia and the South Sandwich Islands for the provision of Fishery Protection Officers continues;
  - (b) Keiron Patrick Pomeroy Fraser and Joanna Louise Cox are employed as Government Officers by the Government of South Georgia,

unless terminated sooner.

Dated 30 May 2013

N. R. HAYWOOD C.V.O., *Commissioner*.

No. 10 30 May 2013

### South Georgia and South Sandwich Islands Order 1985 section 7

### **Appointment of Financial Secretary**

- 1. The office of Financial Secretary for South Georgia and the South Sandwich Islands is constituted under section 7 of the South Georgia and South Sandwich Islands Order 1985 (SI 1985/449). Section 7 also empowers the Commissioner to make appointments to any office so constituted.
- 2. In the exercise of my powers under section 7 of the South Georgia and South Sandwich Islands Order 1985, I appoint **NICOLA JANE GRANGER** to be Financial Secretary.
- 3. This appointment has effect from 7 September 2012, and continues in effect whilst Nicola Jane Granger holds office as Financial Secretary for the Falkland Islands Government, unless terminated sooner.

Dated 30 May 2013

N. R. HAYWOOD C.V.O., *Commissioner*.



# Territories of South Georgia and the South Sandwich Islands

NIGEL ROBERT HAYWOOD C.V.O., *Commissioner.* 

### **Supplementary Appropriation (2012) Ordinance 2013**

(No: 2 of 2013)

### ARRANGEMENT OF PROVISIONS

### Section

- 1. Title
- 2. Commencement
- 3. Retrospective supplementary appropriation of £297,231 for 2012

### Schedule



### Territories of South Georgia and the South Sandwich Islands

NIGEL ROBERT HAYWOOD C.V.O., Commissioner.

### SUPPLEMENTARY APPROPRIATION (2012) ORDINANCE 2013

(No: 2 of 2013)

(enacted:30 May 2013)(published:13 June 2013)(commencement:on publication)

#### AN ORDINANCE

To retrospectively authorise further withdrawals from South Georgia and South Sandwich Islands funds of money for use during 2012.

ENACTED by the Commissioner of South Georgia and the South Sandwich Islands —

### 1. Title

This Ordinance is the Supplementary Appropriation (2012) Ordinance 2013.

### 2. Commencement

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

### 3. Retrospective supplementary appropriation of £297,231 for 2012

- (1) Subsection (2) applies to the withdrawals totalling £5,911,315 made from South Georgia and the South Sandwich Islands funds during 2012, as set out in the Schedule.
- (2) To the extent that the withdrawals to which this subsection applies were not authorised by the Appropriation (2012) Ordinance (No 2 of 2012), they are deemed to have been made lawfully.

### **SCHEDULE**

(section 3(1))

| Purpose             | Amount (£) |
|---------------------|------------|
| Personal Emoluments | 451,441    |
| Other charges       | 4,409,925  |
| Special expenditure | 1,049,949  |
| TOTAL               | 5,911,315  |

Enacted 30 May 2013

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



# Territories of South Georgia and the South Sandwich Islands

NIGEL ROBERT HAYWOOD C.V.O., *Commissioner*.

### Appropriation (2013) Ordinance 2013

(No: 3 of 2013)

### ARRANGEMENT OF PROVISIONS

### Section

- 1. Title
- 2. Commencement
- 3. Appropriation of £5,897,280 for 2013
- 4. Retrospective authority for pre-commencement withdrawals

### Schedule



### Territories of South Georgia and the South Sandwich Islands

NIGEL ROBERT HAYWOOD C.V.O., Commissioner.

### **APPROPRIATION (2013) ORDINANCE 2013**

(No: 3 of 2013)

(enacted: 30 May 2013) (published: 13 June 2013) (commencement: on publication)

### AN ORDINANCE

To authorise withdrawals from South Georgia and South Sandwich Islands funds of money for use during 2013; and for connected purposes.

ENACTED by the Commissioner of South Georgia and the South Sandwich Islands —

### 1. Title

This Ordinance is the Appropriation (2013) Ordinance 2013.

### 2. Commencement

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

### 3. Appropriation of £5,897,280 for 2013

- (1) The Financial Secretary may withdraw sums of up to £5,897,280 in total from South Georgia and South Sandwich Island funds for use during 2013.
- (2) Sums withdrawn under subsection (1) may be applied during 2013 in accordance with the Schedule.

### 4. Retrospective authority for pre-commencement withdrawals

(1) Subsection (2) applies to a withdrawal if —

- (a) it would have been authorised by section 3; but
- (b) it was made before this Ordinance comes into force.
- (2) A withdrawal to which this subsection applies is to be treated as having been made lawfully.

### **SCHEDULE**

(section 3(2))

| Purpose             | Amount (£) |
|---------------------|------------|
| Personal Emoluments | 420,440    |
| Other charges       | 4,749,340  |
| Special expenditure | 727,500    |
| TOTAL               | 5,897,280  |

Enacted 30 May 2013

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



# Territories of South Georgia and the South Sandwich Islands

NIGEL ROBERT HAYWOOD C.V.O., Commissioner.

### Wildlife and Protected Areas (Amendment) Ordinance 2013

(No: 4 of 2013)

### ARRANGEMENT OF PROVISIONS

### Section

- 1. Title
- 2. Commencement
- 3. Amendment of the Wildlife and Protected Areas Ordinance
- 4. Section 5 amended Interpretation and general
- 5. Section 6 amended Protection of wild birds and mammals
- 6. Section 11 amended Introduction of non-native species
- 7. Section 14 amended Control of imports, exports and movement of wildlife within the Territory



## Territories of South Georgia and the South Sandwich Islands

NIGEL ROBERT HAYWOOD C.V.O., Commissioner.

### WILDLIFE AND PROTECTED AREAS (AMENDMENT) ORDINANCE 2013

(No: 4 of 2013)

(enacted:30 May 2013)(published:13 June 2013)(commencement:on publication)

### AN ORDINANCE

To amend the Wildlife and Protected Areas Ordinance (No 1 of 2011).

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

### 1. Title

This Ordinance is the Wildlife and Protected Areas (Amendment) Ordinance 2013.

### 2. Commencement

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

### 3. Amendment of the Wildlife and Protected Areas Ordinance

This Ordinance amends the Wildlife and Protected Areas Ordinance.

- **4.** Section 5 amended Interpretation and General (application to rats and mice) Section 5(2) is repealed.
- 5. Section 6 amended Protection of wild birds and mammals

Section 6 is amended by adding the following after subsection (2) —

"(3) Nothing in subsection (1) applies to the use of traps or poison bait to capture or kill mice or rats for biosecurity reasons."

### 6. Section 11 amended – Introduction of non-native species

Section 11 is amended by adding the following after subsection (5) —

"(6) Nothing in subsection (2) applies to plants cultivated on a vessel for the use of the vessel; provided that the plants remain on the vessel whilst it is in the Territory."

### 7. Section 14 amended - Control of imports, exports and movement of wildlife within the Territory

- (1) This section amends section 14.
- (2) Subsection (1) is repealed and replaced with the following subsection
  - "(1) Subject to the provisions of this Part, and except as permitted under a permit granted under section 21(1) or, in relation to the import or export of fishery products (including bait) which is incidental to a licence granted under any legislation of the Territory relating to fishing, a person commits an offence who
    - (a) imports into the Territory or exports from the Territory, living or dead, any animal, plant, or any part or thing which is a derivative of any such species;
    - (b) imports non-sterile soil into the Territory;
    - (c) intentionally or recklessly transports to or releases at a place within the Territory any thing of a kind mentioned in paragraph (a) or (b) which has been acquired at another place within the Territory;
    - (d) disposes of any poultry in the Territory; or
    - (e) disposes of any thing of a kind mentioned in paragraph (a) or (b) without due regard to preventing its establishment or spread in the Territory."
- (3) Subsection (3) is repealed and replaced with the following subsection
  - "(3) For the purposes of subsection (1) and (2), "derivative" in relation to a species includes any part of the body living or dead (including any bone, skin, feathers, fur or scales), of a member of that species and any egg, spawn, embryo, gamete, zygote, larva, pupa, seed or spore of a member of that species but does not include anything which has undergone a manufacturing process and is intended for human consumption, or for use as clothing, furniture or building materials."
- (4) The following subsection is added after subsection (4) —

"(5) Nothing in subsection (1) applies to plants cultivated on a vessel for the use of the vessel; provided that the plants remain inside the vessel whilst it is in the Territory."

Enacted 30 May 2013

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

EXPLANATORY NOTE (not part of the Ordinance)

This Ordinance amends the Wildlife and Protected Areas Ordinance (No 1 of 2011).

Section 3 provides that all the measures in the Ordinance apply to rats and mice.

Section 4 amends section 6 in consequence of the section 3 amendment; excepting from the relevant prohibitions the use of traps or poison bait to capture or kill mice or rats for biosecurity reasons.

Section 5 amends section 11 to permit vessels in Territorial waters to cultivate (indoors) plants on board for their own use.

Section 6 amends subsection 14(1) to provide that, in addition to fish, fishery products, such as Antarctic krill and bait, may be excepted from export and import control provisions in the section by way of a fishing licence.

Section 6 also amends subsection 14(3) to allow the import of manufactured animal or plant derivatives that are intended for use as clothing, furniture or building materials.

The addition of subsection 14(5) is to allow plants be carried on board visiting vessels.

### WILDLIFE AND PROTECTED AREAS ORDINANCE 2011

An explanatory note was not included with the Wildlife and Protected Areas Ordinance 2011 when that Ordinance was first published, this is now published below. The note has been updated to reflect amendments made by the Wildlife and Protected Areas (Amendment) Ordinance 2013.

### EXPLANATORY NOTE RELATING TO THE WILDLIFE AND PROTECTED AREAS ORDINANCE 2011

(not part of the Ordinance)

This Ordinance provides for protection of all of the native flora and fauna in South Georgia and the South Sandwich Islands. It also provides for the designation of Specially Protected Areas (SPAs) and Marine Protected Areas (MPAs).

It replaces existing legislation:

- The Wildlife and Protected Birds Ordinance 1913 and the Falkland Islands Dependencies Conservation Ordinance 1975 are both repealed.
- The following UK legislation no longer apply in the South Georgia and the South Sandwich Islands:
  - o the Wildlife and Countryside Act 1981;
  - o the Wild Mammals (Protection) Act 1996;
  - o the Countryside and Rights of Way Act 2000; and
  - o Parts 2 and 3 of the Natural Environment and Rural Communities Act 2006.

### Part I of the Ordinance deals with preliminary matters.

Section 2 provides that the Ordinance comes into force as soon as it is published in the Gazette.

Section 3 provides that the Ordinance applies to the whole of South Georgia and the South Sandwich Islands, on land and on the water (all the way out to 200 mile limit).

Section 4 provides that the Ordinance binds the Crown but that the Crown cannot be prosecuted for a breach of the Ordinance. It provides for an alternative procedure instead. It also confirms that it applies to public servants in the same way as it does to anyone else.

Section 5(1) defines a number of terms used elsewhere in the Ordinance. Sections 5(3) and 5(4) deal with the exercise of powers under the Ordinance.

### Part II of the Ordinance deals with the protection of wildlife.

Section 6 deals with the protection of wild birds and mammals. Sections 6(1) and (2) make it an offence to do various things including killing, harming or disturbing wild birds and mammals. The things listed in section 6(1) can be done without committing an offence if they are covered by a permit issued by (or on behalf of) the Commissioner. Section 6(3) provides an exception to

the prohibition in connection with the capture or killing of mice or rates for preventative biosecurity purposes.

Section 7 deals with defences for the offences against sections 6(1) and 6(2). Section 7(1) deals with killing, injuring or molesting a wild bird or mammal in order to relieve suffering. Section 7(2) deals with capturing or handling a wild bird or mammal in order to treat it and section 7(3) deals with administering a noxious substance to a wild bird or mammal for the same purpose.

Section 8 deals with the protection of native invertebrates. Section 8(1) makes it an offence to collect a native invertebrate or do anything likely to cause anything other than minor or transitory damage to its habitat. These things can be done without committing an offence if they are covered by a permit issued by (or on behalf of) the Commissioner. There are also exceptions for collecting a native invertebrate inside (or immediately around) an occupied building and for vessel operations.

Section 9 deals with the protection of native plants. Section 9(1) makes it an offence to do various things involving damage or disturbance to native plants. These things can be done without committing an offence if they are covered by a permit issued by (or on behalf of) the Commissioner.

Section 10 deals with the unlawful possession of live or dead wildlife. It makes it an offence to possess, transport or deal in live or dead wildlife (including eggs and wildlife parts). These things can be done without committing an offence if they are covered by a permit issued by (or on behalf of) the Commissioner.

Section 11 deals with the introduction of non-native species. Sections 11(1) and 11(2) make it an offence to do various things involving (or potentially leading to) the introduction of non-native species. Section 11(4) provides for a defence of due diligence and section 11(5) deals with a procedural issue in relation to that defence. Section 11(6) has effect to permit vessels in Territory waters to cultivate plants on board for their own use.

Section 12 deals with the prohibition of certain methods of capturing or killing wild birds or mammals. Section 12(1) makes it an offence to do various things involving inhumane methods of capture or killing (and the Commissioner has the power under section 12(4) to amend the list of things covered by section 12(1)). Under section 12(3), these things can be done without committing an offence if they are covered by a permit issued by (or on behalf of) the Commissioner. Section 12(3) also allows for the use of traps or poison bait to control mice and rats. Under section 12(5), the things made an offence by section 12(1) can also (subject to conditions) be done for public health, fisheries or nature conservation purposes.

Section 13 deals with special protection for species and habitats. It gives the Commissioner power (by Order) to afford additional protection to species and habitats and, under section 13(4), power to create criminal offences in relation to this protection.

Section 14 deals with controls on imports, exports and movements. Section 14(1) makes it an offence to do various things involving importing or exporting wildlife, importing non-sterile soil,

moving wildlife from one place to another or disposing of any wildlife derivatives or non-sterile soil. These things can be done without committing an offence if they are covered by a permit issued by (or on behalf of) the Commissioner. Imports and exports of fish and fishery products (including bait) that are incidental to a fisheries licence are also allowed.

Section 15 provides for general defences to offences against Part II. Section 15(1) provides for defences relating to emergencies. Section 15(2) provides for a defence covering acts that are incidental to another lawful activity and that cannot reasonably be avoided.

### Part III deals with Specially Protected Areas (SPAs) and Marine Protected Areas (MPAs). Sections 16 and 17 deal with SPAs.

Section 16 deals with the designation of SPAs. Sections 16(1) and 16(2) give the Commissioner power to designate SPAs. The combined effect of sections 16(3) to 16(5) is that the power to designate an SPA applies to land above low water mark but that, in certain circumstances, it can also apply to an area that is both partly above low water and partly below it. Section 16(6) deals with various matters that must be specified in an SPA's designation. Section 16(6) also provides that the Commissioner may prohibit entry without specially granted permission into an SPA and breach of that prohibition imposed is an offence under section 16(8). As an exception to that, section 16(7) allows authorised persons (defined in section 3(1)) to enter SPAs in the course of their duties, even if that would otherwise be an offence.

Section 17 deals with management plans and regulations for SPAs. Sections 17(1) and 17(2) deal with the purpose of a management plan. Sections 17(3) and 17 (4) provides for management plans to be implemented by means of regulations and sets out what can be covered in regulations for an SPA.

Sections 18 to 20 deal with MPAs.

Sections 18 and 19 deal with the designation of MPAs. Sections 18(1) and 18(2) give the Commissioner power to designate MPAs. The combined effect of sections 18(6), and sections 19(4) to 19(6) is that the power to designate an MPA cannot extend southwards of latitude 60 degrees south and that it applies to areas below high water mark but that it also applies to islands and, in certain circumstances, it can also apply to an area that is both partly below high water and partly above it. Sections 19(1) to 19(3) deal with various matters that must be specified in an MPA's designation.

Section 20 deals with conservation orders for MPAs. Section 20(1) gives the Commissioner the power to make conservation orders for an MPA. Sections 20(3) to 20(6) set out what can be covered in conservation orders. Section 20(9) makes it an offence to breach a conservation order. No offence is committed if something that would otherwise be breach a conservation order is covered by a permit issued by (or on behalf of) the Commissioner. Section 20(8) also provides for exceptions in limited circumstances.

### Part IV deals with permits.

Sections 21 and 22(1) deal with the Commissioner's power to issue permits allowing things to be done that would otherwise be an offence. Section 21(1) allows the Commissioner to issue permits and section 21(6) allows this to be done for a very wide range of purposes. In most cases, section 21(1)(a) requires that those covered by the permit must be identified by at least description. However, for the import, export and movement restrictions in section 14, section 21(1)(b) allows the Commissioner to issue general permits. General permits can be made subject to exceptions but otherwise apply to anyone. Section 21(4) allows the Commissioner to impose conditions on a permit and section 21(5) allows for fees to be charged (or, in particular cases, waived). Sections 21(2), 21(3), 21(7) and 22(1) impose restrictions on the Commissioner's power to grant permits.

Section 22(2) makes it an offence to breach a condition of a permit or to fail to produce proof of permission when required.

Section 23 makes it an offence to obtain a permit by using false information or documentation, either knowingly or recklessly.

Section 24 gives the Commissioner power to make regulations dealing with various matters relating to permits (including the application process, requirements to produce permits and the procedure for suspending or revoking a permit).

### Part V deals with offences and other matters.

Section 25 deals with offences by bodies corporate and imposes responsibility on individuals in some cases.

Section 26 makes it a requirement that, if a prosecution for an offence against the Ordinance is not being brought by the Attorney General, the Attorney General must consent to it.

Sections 27 and 28 deals with the enforcement of the Ordinance. Section 27 gives the Commissioner a wide ranging power to make regulations about enforcement matters. Section 28 provides that offences against the Ordinance must be tried in the Magistrate's Court – this could be done locally or before the Magistrate's Court in the Falkland Islands.

Section 29 deals with penalties for offences against the Ordinance. Section 29(1) provides that the maximum penalty is imprisonment for up to 2 years and/or an unlimited fine. Section 29(2) deals with the criteria that the Magistrate's Court must take into account when imposing a fine.

Section 30 makes general provision for regulations made under powers elsewhere in the Ordinance.

Section 31 repeals existing legislation and disapplies UK legislation.



# Territories of South Georgia and the South Sandwich Islands

NIGEL ROBERT HAYWOOD C.V.O., Commissioner.

### Postal Services (Amendment) Ordinance 2013

(No: 5 of 2013)

### ARRANGEMENT OF PROVISIONS

### Section

- 1. Title
- 2. Commencement
- 3. Amendment of Postal Services Ordinance
- 4. Section 6 amended Postal rates
- 5. Section 15 amended Insurance
- 6. Schedule amended Postal rates



# Territories of South Georgia and the South Sandwich Islands

NIGEL ROBERT HAYWOOD C.V.O., Commissioner.

### POSTAL SERVICES (AMENDMENT) ORDINANCE 2013

(No: 5 of 2013)

(enacted:30 May 2013)(published:13 June 2013)(commencement:on publication)

### AN ORDINANCE

To amend the Postal Services Ordinance (No 4 of 2011).

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

### 1. Title

This Ordinance is the Postal Services (Amendment) Ordinance 2013.

### 2. Commencement

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

### 3. Amendment of Postal Services Ordinance

This Ordinance amends the Postal Services Ordinance.

### 4. Section 6 amended – Postal rates

Section 6 is repealed and replaced with the following section —

### "6. Postal rates

- (1) The Commissioner will set postal rates for the Territory.
- (2) The postal rates set out in the Schedule —

- (a) are deemed to have been in force for the Territory since 1 July 2012; and
- (b) will remain in force until the Commissioner determines other postal rates under subsection (1)."

### 5. Section 15 amended – Insurance

Section 15 is repealed and replaced with the following section —

### "15. Insurance

- (1) Insurance is available only in relation to letters and parcels addressed to an address in the United Kingdom and any other country for the time being notified by the Postmaster.
- (2) Insurance charges are £4.50 and the maximum insured value is £300."

### **6.** Schedule amended – Postal rates

The Schedule is repealed and replaced with the following Schedule —

### **SCHEDULE**

(section 6(2))

| Airmail Rates          |                              | £            |
|------------------------|------------------------------|--------------|
| Letters                | First 20g each extra 10g     | 0.75<br>0.25 |
| Small packets          | First 70 g<br>each extra 10g | 1.20<br>0.14 |
| Postcard               |                              | 0.65         |
| Aerogramme             |                              | 0.65         |
| Illustrated aerogramme |                              | 0.75         |
| Registration Fee       |                              | 3.50         |

| Surface rates    |   | £                    |
|------------------|---|----------------------|
| Letters          | First 20g<br>up to 100g<br>each extra 50g | 0.50<br>0.95<br>0.35 |
| Small packets    | First 100g<br>each extra 50g              | 0.85<br>0.25         |
| Postcard         |   | 0.40                 |
| Parcels to UK    | First kg<br>each extra kg<br>(max 30kg)   | 12.00<br>5.00        |
| Inland Rates     |   | £                    |
| Letter           | First 20g<br>up to 100g<br>each extra 50g | 0.30<br>0.42<br>0.15 |
| Small packets    | First 70g<br>each extra 50g               | 0.25<br>0.07         |
| Postcard         |   | 0.20                 |
| Registration Fee |   | 0.75                 |

Enacted 30 May 2013

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

### SUBSIDIARY LEGISLATION

### WILDLIFE & PROTECTED AREAS

### **Marine Protected Areas Order 2013**

S. R. & O. No: 1 of 2013

Made: 30 May 2013 Published: 13 June 2013 Coming into force: on publication

IN EXERCISE of my powers under sections 18(1) and 20(1) of the Wildlife and Protected Areas Ordinance 2011 (No 1 of 2011) and being satisfied that the criteria identified in section 18(2) of that Ordinance apply, I make the following order —

### 1. Title

This order is the Marine Protected Areas Order 2013.

#### 2. Commencement

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

### 3. Interpretation

In this order —

"benthic closed area" means each of the areas described in Schedule 1;

"bottom fishing" —

- (a) means fishing on the sea floor;
- (b) includes bottom trawling; and
- (c) also includes the use of lines, pots, nets or traps on the sea floor;

<sup>&</sup>quot;bottom trawling" means towing a trawl or fishing net along (and in contact with) the sea floor;

<sup>&</sup>quot;closed season", means, in respect of fishing for Antarctic krill, the season described in Schedule 2";

### "fishing vessel" —

- (a) means a vessel of any size that is used for, equipped to be used for, or intended for use for the purposes of fishing or fishing related activities;
- (b) includes vessels engaged in transshipment of fish or fishery products; and
- (c) also includes carrier vessels equipped for the transportation of fish or fishery products;

"no-take zone" means each of the zones described in Schedule 3;

"pelagic closed area" means the area described in Schedule 4;

"pelagic fishery" means a fishery that uses a trawl, long line, jig or other method that is not designed to come into contact with the sea floor during normal fishing operations;

"SGSSI MPA" means the South Georgia and South Sandwich Islands Marine Protected Area designated by article 4; and

"SGSSI waters" means —

- (a) the internal waters of the Territory between
  - (i) the baselines established by article 3 of the South Georgia and South Sandwich Islands (Territorial Sea) Order 1989 (SI 1989/1995); and
  - (ii) mean high water at spring tide;
- (b) the territorial sea established for the Territory by article 2 of the South Georgia and South Sandwich Islands (Territorial Sea) Order 1989; and
- (c) the maritime zone established for the Territory by Proclamation No. 1 of 1993.

### 4. South Georgia and South Sandwich Islands Marine Protected Area

- (1) A Marine Protected Area around South Georgia and the South Sandwich Islands is designated under section 18(1) of the Wildlife and Protected Areas Ordinance.
- (2) The name of the Marine Protected Area is the South Georgia and South Sandwich Islands Marine Protected Area (SGSSI MPA).
- (3) The SGSSI MPA consists of SGSSI waters northwards of the line of latitude 60 degrees south of the equator.
- (4) The purpose of designating the SGSSI MPA is for the conservation of
  - (a) the seabed and its overlying waters; and

- (b) their associated organisms.
- (5) The principal conservation objectives for the SGSSI MPA are to
  - (a) conserve marine biodiversity, habitats and critical ecosystem function;
  - (b) ensure that fisheries are managed sustainably, with minimal impact on associated and dependent ecosystems;
  - (c) manage other human activities including shipping and scientific research, to minimise environmental impacts on the marine environment;
  - (d) protect the benthic marine organisms from the destructive effects of bottom trawling;
  - (e) facilitate recovery of previously over-exploited marine species;
  - (f) increase the resilience of the marine environment to the effects of climate change; and
  - (g) prevent the introduction of non-native marine species.

### 5. Conservation order prohibitions

- (1) The following prohibitions apply within the SGSSI MPA
  - (a) bottom trawling is prohibited;
  - (b) fishing is prohibited in the no-take zones;
  - (c) fishing vessels are prohibited from entering the no-take zones, except in exercise of the right of innocent passage or under force majeure;
  - (d) bottom fishing is prohibited in the following waters
    - (i) where the depth of the seabed is less than 700 metres or is greater than 2250 metres;
    - (ii) in the benthic closed areas;
  - (e) pelagic fishing is prohibited in the pelagic closed area; and
  - (f) fishing for Antarctic krill (*Euphausia superba*) is prohibited during the closed season.
- (2) The prohibitions in this article do not apply to
  - (a) anything carried out for research purposes in accordance with a permit granted by the Commissioner under section 21 of the Wildlife and Protected Areas Ordinance:
  - (b) anything permitted by section 20(8) of that Ordinance.

**6. Repeal** The Marine Protected Areas Order 2012 is repealed.

### SCHEDULE 1 Benthic closed areas

(Section 3)

| Area  | Boundaries   | Protected features  | Conservation objectives To conserve & protect:   |
|---|--|---|--|
| West Shag<br>Benthic Closed<br>Area                   | 53°12' - 53°24'S;<br>43°30' - 42°48'W  | The seabed, and associated organisms in an area of 1039 km <sup>2</sup> | The vulnerable marine fauna identified in this location; provides refugia for toothfish.   |
| West Gully<br>Benthic Closed<br>Area                  | 1: 53°36' - 54°00'S;<br>40°42' - 40°06'W<br>2: 53°36' - 53°54'S;<br>40°06' - 39°54'W<br>3: 53°36' - 53°48'S;<br>39°54' - 39°42'W | The seabed, and associated organisms in an area of 2236 km <sup>2</sup> | The vulnerable marine fauna in this area and protect juvenile toothfish, which are abundant in this area.  |
| Northern<br>Benthic Closed<br>Area                    | 53°36' - 53°54'S;<br>35°48' - 35°36'W  | The seabed, and associated organisms in an area of 441 km <sup>2</sup>  | The vulnerable marine fauna identified in this location; provides refugia for toothfish.   |
| Eastern Benthic<br>Closed Area                        | 54°48′-54°54′ S;<br>34°00′-34°12′ W  | The seabed, and associated organisms in an area of 143 km <sup>2</sup>  | The vulnerable marine fauna identified in this area (particularly gorgonians).   |
| Southern<br>Seamounts<br>Benthic Closed<br>Area A     | 55°30' – 55°50'S;<br>37°30' – 36°50'W  | The seabed, and associated organisms in an area of 1557 km <sup>2</sup> | The potentially sensitive (but largely unknown) benthic fauna; provides refugia for adult toothfish.   |
| Southern<br>Seamounts<br>Benthic Closed<br>Area B     | 55°50' - 56°10'S;<br>36°50' - 36°20'W  | The seabed, and associated organisms in an area of 1158 km <sup>2</sup> | The potentially sensitive (but largely unknown) benthic fauna; provides refugia for adult toothfish.   |
| North Georgia<br>Rise Benthic<br>Closed Area          | 52°20′ – 53°00′ S;<br>36°45′ – 37°40′W   | The seabed, and associated organisms in an area of 4590 km <sup>2</sup> | The potentially sensitive (but largely unknown) benthic fauna of this area; provides refugia for adult toothfish.  |
| North East<br>Georgia Rise<br>Benthic Closed<br>Area  | 51°12′ – 52°24′ S;<br>32°36′ – 34°00′W   | The seabed, and associated organisms in an area of 9853 km <sup>2</sup> | The potentially sensitive (but largely unknown) benthic fauna of this area; provides refugia for adult toothfish.  |
| Protector Shoals<br>Benthic Closed<br>Area            | 55°45′ – 56°05′ S;<br>27°30′ – 28°20′W   | The seabed, and associated organisms in an area of 1935 km <sup>2</sup> | The potentially sensitive (but largely unknown) benthic fauna; provides refugia for adult toothfish.   |
| Kemp Seamount<br>& Calderas<br>Benthic Closed<br>Area | 59°40′ – 59°45′ S;<br>27°45′ – 28°25′ W  | The seabed, and associated organisms in an area of 352 km <sup>2</sup>  | The potentially sensitive (largely unknown) benthic fauna of this seamount and caldera. Protects different chemosynthetic habitats, including white smoker vent fields |

### SCHEDULE 2 Closed season (Antarctic krill)

(Section 3)

| Description  | n       | Season                    | Protected features  | Conservation objectives To conserve and protect:  |
|--|---------|---------------------------|---|---|
| Seasona<br>closure of<br>fishery fo<br>Antarctic k | he<br>r | November-March inclusive. | The pelagic ecosystem in an area of 1.07 million km² during a 5 month period. | Mammalian and avian krill dependent predators, such as penguins and fur seals during the key part of the breeding season. |

### **SCHEDULE 3** No-take zones

(Section 3)

| Zone                                       | Boundaries   | Protected features  | Conservation objectives To conserve & protect:   |
|--|--|---|--|
| South Georgia<br>No-take Zone              | Between: (1) a line 12 nautical miles from the baselines around the coast of South Georgia; and (2) mean high water at spring tide.            | The seabed,<br>overlying water and<br>associated organisms<br>in an area of 13899<br>km <sup>2</sup>      | The shallow marine environment around South Georgia including:  1. The spawning grounds of many fish species, including mackerel icefish;  2. The inshore foraging areas of marine predators such as gentoo penguins, cormorants, petrels and prions.  |
| Clerke Rocks<br>No-take Zone               | Between: (1) a line 12 nautical miles from the baselines around Clerke Rocks and the Office Boys; and (2) mean high water at spring tide.      | The seabed,<br>overlying water and<br>associated organisms<br>in an area of 1923<br>km <sup>2</sup>       | The shallow marine environment to the SE of South Georgia including:  1. The spawning grounds of many fish species, including mackerel icefish;  2. The inshore foraging areas of marine predators such as gentoo penguins, cormorants, petrels and prions;  3. The "spirulid reef" at approximately 55°00'S, 34°31'W. |
| Shag Rocks<br>No-take Zone                 | Between: (1) a line 12 nautical miles from the baselines around Shag Rocks & Black Rock; and (2) mean high water at spring tide                | The seabed,<br>overlying water and<br>associated organisms<br>in an area of 2337<br>km <sup>2</sup>       | The shallow marine environment of the Shag Rocks shelf incorporating:  1. The principal recruitment area for juvenile Patagonian toothfish;  2. Spawning grounds of mackerel icefish;  3. A key foraging area for black-browed albatross, Antarctic fur seals and baleen whales.                                       |
| South Sandwich<br>Islands<br>No-take Zones | Between: (1) lines 3 nautical miles from the baselines around the coasts of the South Sandwich Islands; and (2) mean high water at spring tide | The seabed,<br>overlying water and<br>associated organisms<br>in areas that total<br>2272 km <sup>2</sup> | The shallow marine environment around each of the South Sandwich Islands including:  1. The inshore foraging grounds of marine predators;  2. The spawning grounds of fish species.  |

### SCHEDULE 4 Pelagic closed area

(Section 3)

| Area  | Boundaries  | Protected features  | Conservation objectives To conserve & protect:   |
|---|---|---|--|
| South Sandwich<br>Islands<br>Pelagic Closed<br>Area | Between: (1) lines 12 nautical miles from the baselines around the coasts of each of the South Sandwich Islands; and (2) mean high water at spring tide | The pelagic<br>ecosystem around<br>each of the South<br>Sandwich Islands<br>in an area of<br>18,042 km <sup>2</sup> | The pelagic ecosystem and dependent predators in the area around each of the South Sandwich Islands, particularly the highly abundant chinstrap and Adelie penguins. |

Made 30 May 2013

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

# EXPLANATORY NOTE (not part of the order)

This order replaces and updates the Marine Protected Order 2012.

Section 18(1) of the Wildlife and Protected Areas Ordinance (No 1 of 2011) allows the Commissioner to designate areas of sea as marine protected areas (MPAs).

The criteria for designation of a marine protected area are set out in section 18(2) and the requirements for orders designating MPAs are set out in the rest of section 18 and in section 19.

Section 20(1) allows the Commissioner to make conservation orders to further the objectives of an MPA. Section 20(3) allows the Commissioner to prohibit or restrict activities in a conservation order and section 20(6) allows for different prohibitions or restrictions to apply in different parts of an MPA.

This order designates the South Georgia and South Sandwich Islands Marine Protected Area (the SGSSI MPA) to protect the seabed and overlying waters and associated organisms.

The SGSSI MPA consists of waters north of a latitude 60 degrees south that are between mean high water at spring tide and the 200 nautical mile limit.

SGSSI waters south of 60 degrees south of the equator are similarly protected through the SGSSI fishery licensing regime, which does not permit fishing in these waters.

The order also defines a number of no-take zones: 12 nautical miles around South Georgia Island, Clerke Rocks, Shag and Black Rocks; and 3 nautical miles around each of the South Sandwich Islands. Fishing is prohibited in these zones.

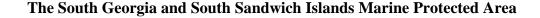
To protect benthic marine organisms, the order prohibits bottom trawling throughout the SGSSI MPA and all bottom fishing in waters of less than 700 m depth and in waters depths greater than 2250 m. Bottom fishing is also prohibited in areas identified in Schedule 2.

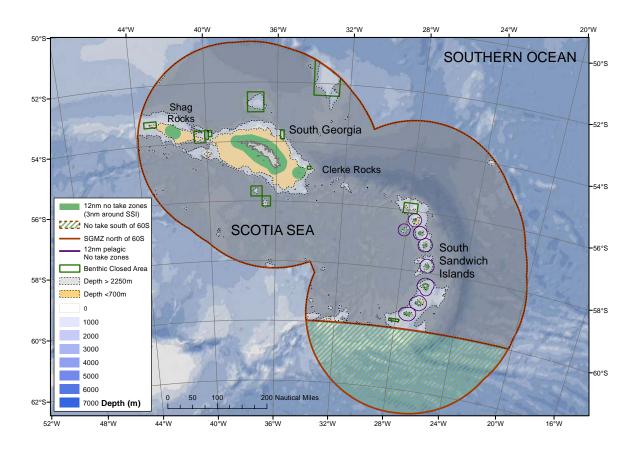
Fishing for Antarctic krill is prohibited between November 1<sup>st</sup> and March 31<sup>st</sup>. Pelagic fishing is prohibited within 12 nautical miles of the South Sandwich Islands.

These prohibitions do not apply to activities covered by one of the limited exceptions in section 20(8) or by a licence granted by the Commissioner under section 21.

Breach of the prohibitions is an offence against section 20(9) of the Ordinance.

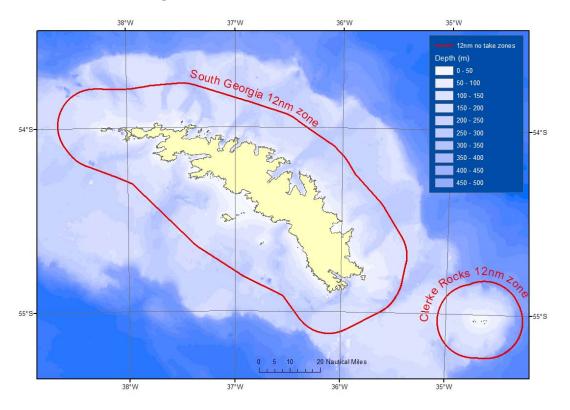
The following maps illustrate the boundaries of the SGSSI MPA, the no-take zones, the pelagic closed areas and the benthic closed areas.



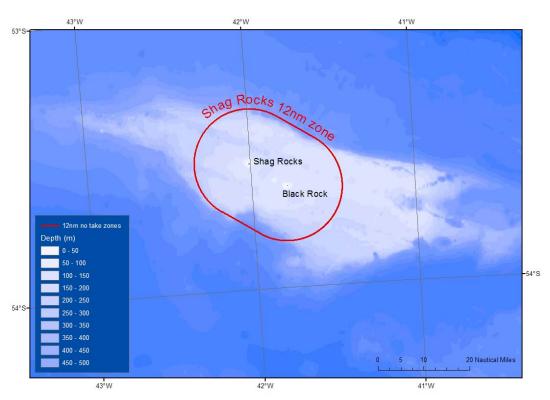


- 1. The green areas are the No-Take zones around South Georgia, Shag Rocks, Clerke Rocks and each of the South Sandwich Islands.
- 2. The pale orange area indicates depths less than 700 m in which bottom fishing is prohibited.
- 3. The dark shaded area includes depths greater than 2250 m in which bottom fishing is prohibited.
- 4. The narrow band, between the pale orange area and the shaded area, includes the depths between 700 and 2250 in which bottom fishing is permitted.
- 5. The boxes with a green border are the benthic closed areas in which bottom fishing is also prohibited.
- 6. The blue-bordered areas around the South Sandwich Islands are the pelagic closed areas.
- 7. The area south of 60°S, with green stripes, that falls within the SGSSI Maritime Zone whilst not formally part of the MPA is already a no-take zone as no fishing licences are issued for this area.

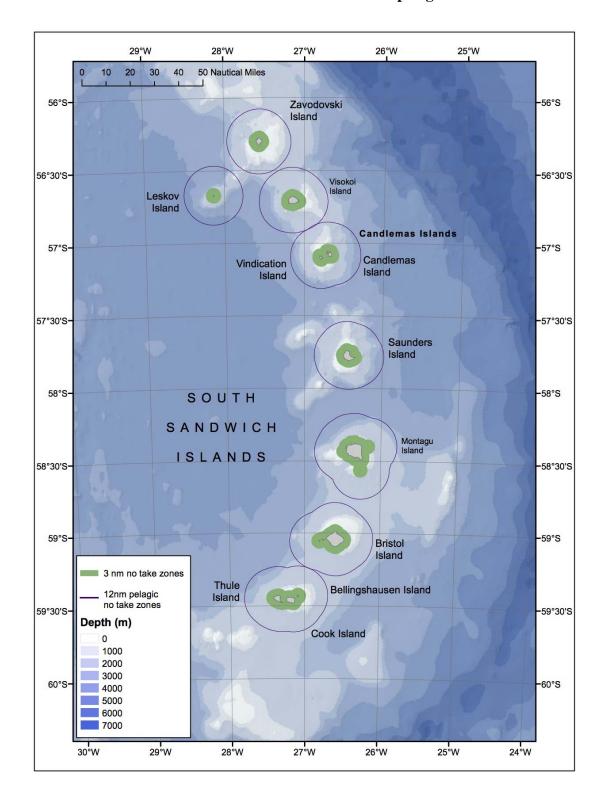
The South Georgia no-take zone and the Clerke Rocks no-take zone



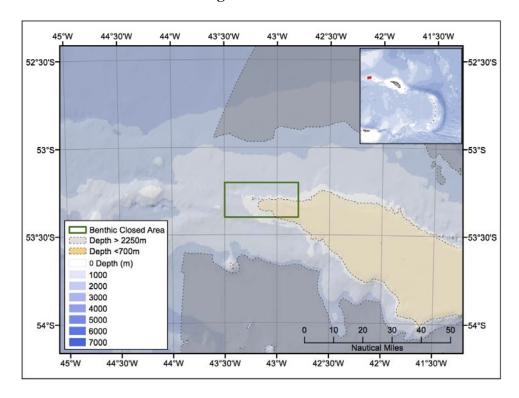
The Shag Rocks no-take zone



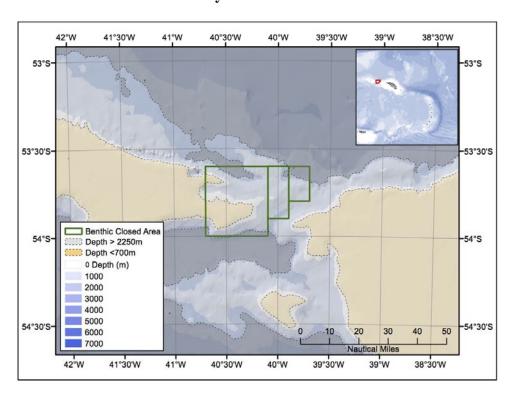
### The South Sandwich Islands no-take zones and pelagic closed areas



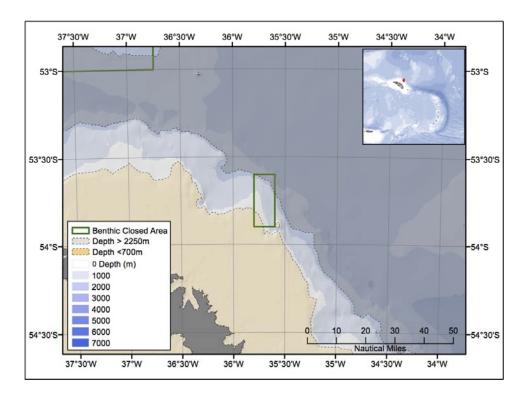
# **West Shag Benthic Closed Area**



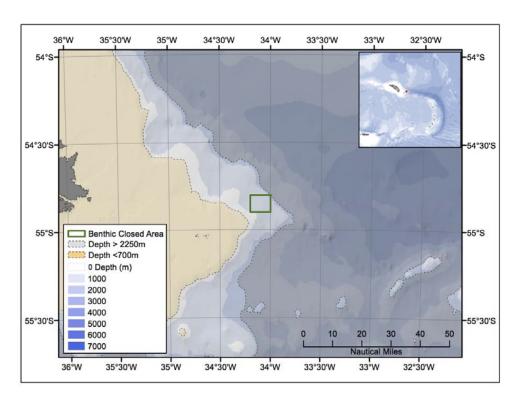
**West Gully Benthic Closed Area** 



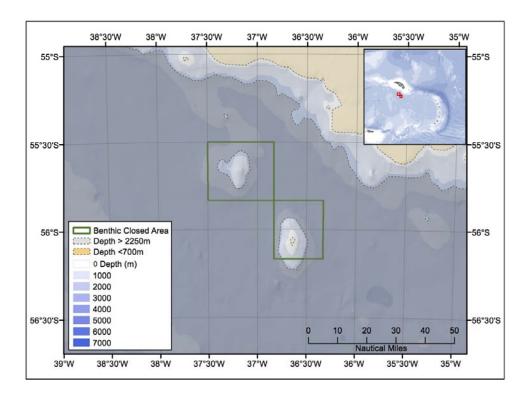
# **Northern Benthic Closed Area**



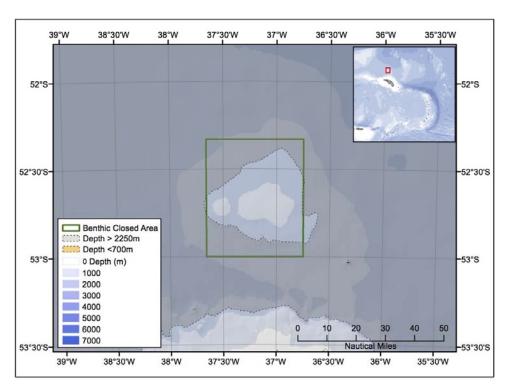
# **Eastern Benthic Closed Area**



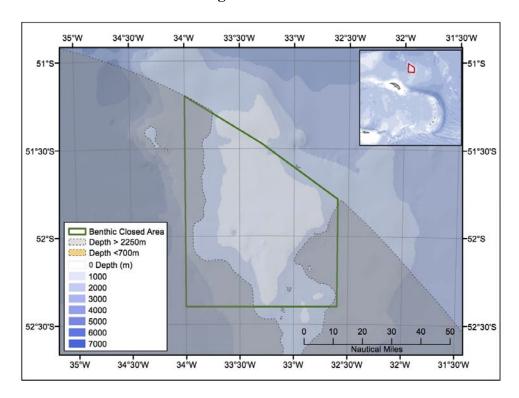
# **Southern Seamounts Benthic Closed Areas**



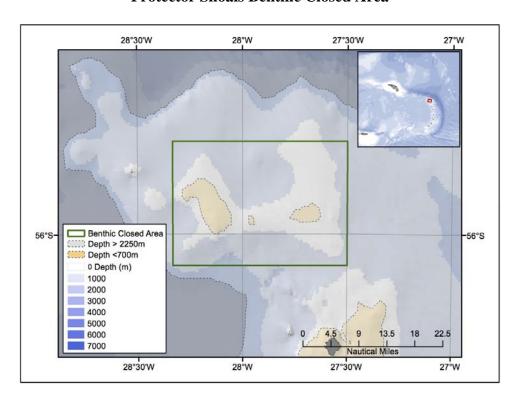
# North Georgia Rise Benthic Closed Area



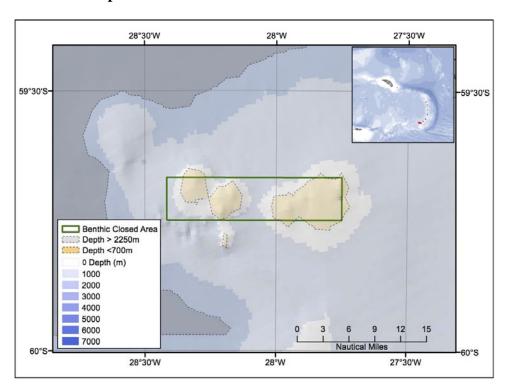
# North-east Georgia Rise Benthic Closed Area



# **Protector Shoals Benthic Closed Area**



# Kemp and Adventure Calderas Benthic Closed Area



## SUBSIDIARY LEGISLATION

#### HEALTH AND SAFETY AND ENVIRONMENT

## **Prohibited Areas Order 2013**

S. R. & O. No: 2 of 2013

Made: 30 May 2013 Published: 13 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

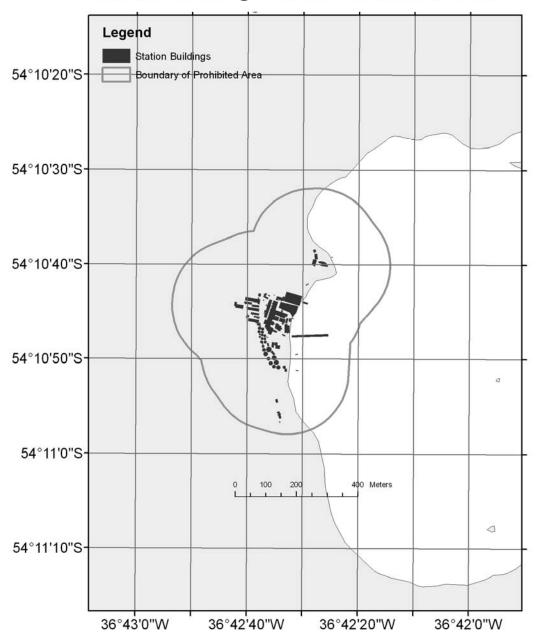
N. R. Haywood C.V.O., *Commissioner* 

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.

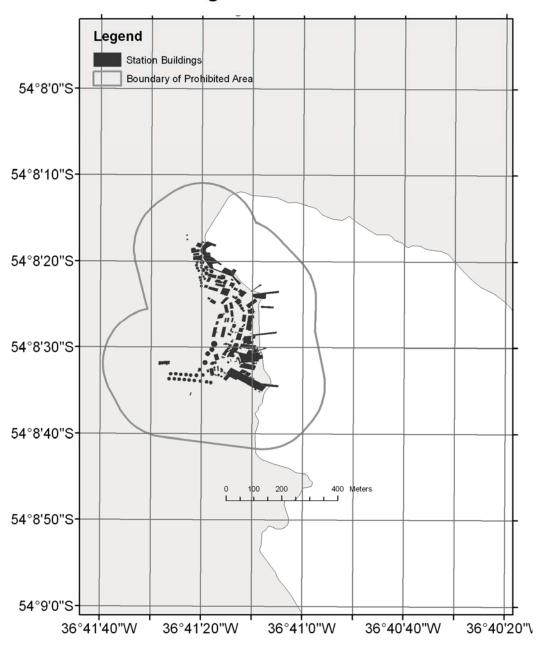
Plan No. 1

# Husvik Whaling Station Prohibited Area



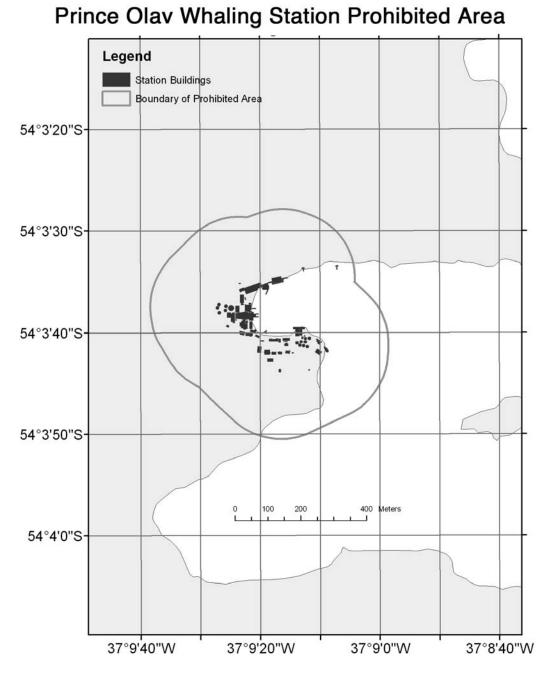
Leith Whaling Station Prohibited Area

Plan No. 2

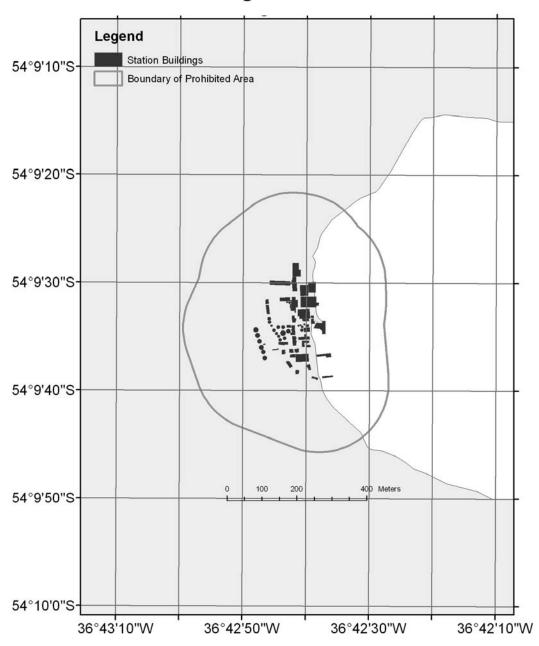


D. O. M. I. O. I. D. I.I.

Plan No. 3



Plan No. 4
Stromness Whaling Station Prohibited Area



## SUBSIDIARY LEGISLATION

#### **CURRENCY**

# Commemorative Coins (2011-2012) Order 2013

S. R. & O. No: 3 of 2013

Made: 30 May 2013 Published: 13 June 2013 Coming into force: on publication

IN EXERCISE of my powers under section 5(3) of the Currency Ordinance  $2000^{(a)}$  and of all other powers enabling me, I make the following order —

#### 1. Title

This order is the Commemorative Coins (2011-2012) Order 2013.

## 2. Commencement

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

# 3. Interpretation

In this order, "new commemorative coins" means the coins described and specified in Part 1 of the Schedule.

#### 4. New commemorative coins

- (1) The minting and issue of the new commemorative coins are authorised.
- (2) Paragraph (3) applies to new commemorative coins that were minted or issued before this order comes into force.
- (3) The minting and issue of the new commemorative coins to which this paragraph applies are to be treated as if they had been authorised at the time.

# 5. Specifications

Part 2 of the Schedule specifies —

- (a) the denomination, fineness, weight, diameter, quality, shape, edge and number of the new commemorative coins:
- (b) the tolerance or remedy which may be permitted in respect of variations from their standard weight, diameter and fineness; and

<sup>(</sup>a) No.3 of 2000, as amended by the Currency (Amendment) Ordinance (No.1 of 2001).

(c) the design of their obverse and reverse.

# 6. Deemed denomination of Crown coins and their value as legal tender

- (1) Part 2 of the Schedule also specifies the deemed denominations of the new commemorative coins.
- (2) Those coins are legal tender in the Territory in the amount of their deemed denominations.

## **SCHEDULE**

articles 3, 5 and 6(1)

# Part 1 Description of the coins

# **Year of Minting 2011**

#### **Frozen Planet**

Design features a depiction of a group of King Penguin and chick. Wording 'KING PENGUIN' appears in the surround with the value at the base and the official frozen planet logo to the right of the penguins.

The obverse of this coin consists of the uncouped portrait of Her Majesty Queen Elizabeth II by Ian Rank-Broadley surrounded by the inscription "SOUTH GEORGIA AND THE SOUTH SANDWICH ISLANDS 2011".

# **Year of Minting 2012**

#### a) Frozen Planet

Design features a depiction of a group of King Penguin and chick. Wording 'KING PENGUIN' appears in the surround with the value at the base and the official frozen planet logo to the right of the penguins as for 2011 but is released with a 2012 obverse date.

The obverse of this coin consists of the uncouped portrait of Her Majesty Queen Elizabeth II by Ian Rank-Broadley surrounded by the inscription "SOUTH GEORGIA AND THE SOUTH SANDWICH ISLANDS 2012".

# b) Lifetime of Service 2012

The design shows a profile of Her Majesty above a diamond with light reflecting through. The wording 'HER MAJESTY QUEEN ELIZABETH II' appears in the surround at the top and 'DIAMOND JUBILEE' in the surround at the base, with the denomination above.

The obverse of this coin consists of the uncouped portrait of Her Majesty Queen Elizabeth II by Ian Rank-Broadley surrounded by the inscription "SOUTH GEORGIA AND THE SOUTH SANDWICH ISLANDS 2012".

## c) Diamond Jubilee of Accession

Design 1 depicts an image of Queen Elizabeth the Queen Mother and the infant Princess Elizabeth in 1926. Wording 'LIFE OF QUEEN ELIZABETH II' appears in surround. Denomination appears at the side to the right.

Design 2 depicts a portrait of Her Majesty on Christmas Day 2009. Wording 'LIFE OF QUEEN ELIZABETH II' appears in surround. Denomination appears at the side to the left.

The obverse of these two coins consists of the uncouped portrait of Her Majesty Queen Elizabeth II by Ian Rank-Broadley surrounded by the inscription "SOUTH GEORGIA AND THE SOUTH SANDWICH ISLANDS 2012".

#### d) The Duke and Duchess of Cambridge

Design features an image of the Balcony Kiss between the Duke and Duchess of Cambridge following their wedding on 29th April 2011. Wording 'T.R.H. THE DUKE & DUCHESS OF CAMBRIDGE' appears in the surround with the value at the base.

The obverse of this coin consists of the uncouped portrait of Her Majesty Queen Elizabeth II by Ian Rank-Broadley surrounded by the inscription "SOUTH GEORGIA AND THE SOUTH SANDWICH ISLANDS 2012".

#### e) Kon-Tiki

Design 1 features the Kon-Tiki in this the 10th Anniversary year of the death of Thor Heyerdahl who was born in Larvik. Wording '65th ANNIVERSARY OF THE KON-TIKI EXPEDITION' appears in the surround with the value at the base.

Design 2 features a Polynesian Mask over a map of the voyage in this the 10th Anniversary year of the death of Thor Heyerdahl who was born in Larvik. Wording '65th ANNIVERSARY OF THE KON-TIKI EXPEDITION' appears in the surround with the value at the base.

The obverse of these two coins consists of the uncouped portrait of Her Majesty Queen Elizabeth II by Ian Rank-Broadley surrounded by the inscription "SOUTH GEORGIA AND THE SOUTH SANDWICH ISLANDS 2012".

Part 2
Specification, authorised quantity and authorised mint of coins

| Туре                   | Gold<br>proof | Gold<br>proof | Gold<br>proof | Silver proof<br>with crystal | Silver<br>proof   | Silver<br>proof | Cupro<br>Nickel<br>(see note 2) |
|------------------------|---------------|---------------|---------------|------------------------------|-------------------|-----------------|---------------------------------|
| Denomination           | £20           | £4            | £2            | £2                           | £2                | £1              | £2                              |
| Weight (grams)         | 6.22          | 1.24          | 0.05          | 23.45                        | 28.28             | 12.00           | 28.28                           |
| Diameter (millimetres) | 22.0          | 13.92         | 11            | 38.60                        | 38.60             | 38.60           | 38.60                           |
| Fineness               | 0.999         | 0.999         | 0.999         | 925                          | 925               | 999             | 75% Cu<br>25% Ni                |
| Quality                | Proof         | Proof         | Proof         | Proof                        | Proof             | Proof           | Uncirculated                    |
| Shape                  | Round         | Round         | Round         | Round                        | Round             | Round           | Round                           |
| Edge                   | Milled        | Milled        | Milled        | Milled                       | Milled            | Milled          | Milled                          |
| Quantity               | 2,000         | 5,000         | 10,000        | 5,000                        | 10,000<br>(see no | 10,000<br>te 1) | Unlimited                       |

#### Notes:

- 1. In the case of the Lifetime of Service issue (2012) the quantity authorised to be minted of the £2 silver proof coin is 19,500.
- 2. Cupro nickel coins may be silver or gold plated.

Authorised mint: Pobjoy Mint Limited.

Remedy Variations to be allowed to extent permitted by Pobjoy Mint Ltd.

Made 30 May 2013

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

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