

Government Notice (Rodrigues Regional Assembly) No. 3 of 2011

**THE RODRIGUES REGIONAL ASSEMBLY  
(FISHERIES AND MARINE RESOURCES –  
THE SOUTH EAST MARINE PROTECTED AREA (SEMPA)  
REGULATIONS 2011**

Regulations made by the Rodrigues Regional Assembly under sections 26(1), 31, and items 16 and 28 of the Fourth Schedule of the Rodrigues Regional Assembly Act 2001

ARRANGEMENT OF SECTIONS

Section

**PART I - PRELIMINARY**

1. Short title
2. Interpretation

**PART II – GENERAL PROVISIONS**

3. Principles

**PART III – SPECIFIC PROVISIONS FOR THE SOUTH EAST MARINE PROTECTED AREA**

4. Delimitation and zones of the South East Marine Protected Area
5. Permissible activities within the South East Marine Protected Area
6. Non permissible activities within a Conservation Zone of the South East Marine Protected Area
7. Non permissible activities within the South East Marine Protected Area
8. Application for user licences and user fees
9. The South East Marine Protected Area Board
10. The South East Marine Protected Area Management Unit
11. South East Marine Protected Area Fund

**PART IV – OFFENCES AND PENALTIES**

12. Offences and Penalties

**PART V – MISCELLANEOUS**

13. Repeal

**SCHEDULES**

**PART I - PRELIMINARY****1. Short title**

These Regulations may be cited as The Fisheries and Marine Resources - The South East Marine Protected Area (SEMPA) Regulations, 2011.

**2. Interpretation**

In these Regulations –

“authorised officer” means:

- (1) the Departmental Head or any public officer to whom the Departmental Head has delegated power to act in writing;
- (2) a Fisheries Protection Officer and includes a Police Officer and a National Coast Guard Officer;

“basket trap” means a basket trap which has meshes of a size which allows a cylinder measuring not less than 4 centimetres in diameter to pass through;

“co-management” means where the Rodrigues Regional Assembly and resource users share the responsibility and authority for the management of a resource;

“Commissioner” means the Commissioner responsible for Marine Parks;

“Community Advisory Council” means the fishermen elected from each Community Resource Committee that represent the fishermen community and the members of which elect some persons to sit on the South East Marine Protected Area Board;

“Community Resource Committee” means all the fishermen operating at one fish landing station who use the South East Marine Protected Area;

“Departmental Head” means the Departmental Head of the Commission responsible for Marine Parks;

“drift net” means any net –

- (a) with any one side of which exceeds 250 metres; and
- (b) is fitted with floats or weights which make it hang vertically at the surface level of the sea, in mid-water or from the floor of the sea;

“fish” means any aquatic organism, other than a bird, and includes any shell or coral;

“fish aggregating device” means –

- (a) a device placed in water to attract fish; or
- (b) a naturally floating object which attracts fish, and to which a device has been placed to facilitate its location;

“fishing” –

(a) means –

- (i) catching;
- (ii) collecting;
- (iii) killing; or
- (iv) destroying;

any fish by any method; and

(b) includes –

- (i) searching for fish for the purpose of catching, collecting, killing or destroying the fish;
- (ii) placing, searching for or retrieving, a fish aggregating device;

“gear” means a net, a line, a hook, a lure, or a device, used or intended to be used for fishing;

“harpoon” means a single or multiple metal spike mounted on a pole used to catch fish;

“identification mark” means a mark assigned to a gear or fishing boat by the Departmental Head;

“large net” means a net which –

- (a) does not exceed 500 metres in length and 2.5 metres in width; and
- (b) is made up of square meshes measuring not less than 9 centimetres when stretched diagonally;

“licence” means any licence issued by the Departmental Head for Marine Parks;

“notice” means notice in writing issued by the Commissioner;

“octopus spike” means a metal spike or ‘feeler’ used to catch octopus;

“poisonous substance” means any substance likely to kill, stun or injure any fish or damage or pollute aquatic ecosystems;

“Professional Registered Fisherman” means a fisherman who derives all or a substantial part of the fisherman’s income from fishing and is registered with the South East Marine Protected Area Management Unit;

“Ranger” includes field ranger, senior ranger, chief ranger and means any person appointed by and vested with powers of arrest by the Rodrigues Regional Assembly for the surveillance and policing of the South East Marine Protected Area;

“Recreational fisherman” means any person who is registered to practise line fishing in the South East Marine Protected Area only for recreational purposes;

“spear gun” means any device or instrument designed to propel any missile under water for the purpose of stunning, catching, injuring or killing any aquatic organism;

“underwater fishing” means fishing by diving or fishing with the use of a snorkel, flippers, goggles or similar equipment;

“zone” means an area within the South East Marine Protected Area identified for specific uses.

## **PART II – GENERAL PROVISIONS**

### **3. Principles**

(1) The South East Marine Protected Area shall be managed by the principles of co-management.

(2) A South East Marine Protected Area fisherman shall, by this Regulation, be classified into two categories: —

- (i) Professional Registered Fisherman;
- (ii) Recreational Fisherman.

## **PART III – SPECIFIC PROVISIONS FOR THE SOUTH EAST MARINE PROTECTED AREA**

### **4. Delimitation and zones of the South East Marine Protected Area**

(1) The description of the boundary of the South East Marine Protected Area is set out in the First Schedule.

(2) The Commissioner may designate the boundary and appropriate zones of the South East Marine Protected Area.

(3) The Commissioner may by way of notice declare zones of SEMPA as Conservation Zones, Multiple Use Zones and Multiple-Use Seasonal Zones which are defined as follows: —

(i) Conservation Zone means a zone of the South East Marine Protected Area meant for conservation purposes and where no extractive use is allowed except for research purposes;

(ii) Multiple-Use Zone means a zone of the South East Marine Protected Area where fishing is permitted by any legal methods authorised under this Regulation;

(iii) Multiple-Use Zone (seasonally closed) means a zone within the South East Marine Protected Area which shall be open for and closed from fishing over discrete periods of the year.

(4) The boundary and zones of SEMPA are set out in the Second Schedule of this regulation.

(5) The boundaries of the respective zones within the South East Marine Protected Area are set out in the Third Schedule.

#### **5. Permissible activities within the South East Marine Protected Area**

(1) (a) The Commissioner may, at any time, in addition to subsection (b) below, prescribe in writing the permissible activities within SEMPA after consultation with the South East Marine Protected Area Board.

(b) On condition of being the holder of a licence, the following activities are allowed within the South East Marine Protected Area –

(i) the use of sail or motorised vessels for the purposes of fishing, recreation or subject to any restriction on engine size that may be published by the Departmental Head;

(ii) recreational activities including snorkelling, recreational diving and surfing subject to a code of conduct that shall be published by the Departmental Head, within 9 months of the coming into force of this Regulation;

(iii) research activities.

(2) Swimming and snorkelling for non commercial purposes shall not require a licence.

**6. Non permissible activities within a Conservation Zone of the South East Marine Protected Area**

No person shall, within the Conservation Zone of the South East Marine Protected Area –

(a) fish by any means, except for research purposes, and subject to the authorization of the Commissioner;

(b) anchor any boat, vessel or craft.

**7. Non permissible activities within the South East Marine Protected Area**

(1) No person shall within the South East Marine Protected Area –

(a) fish with a gunny bag, canvas or cloth, creeper, leaf or herb, any poisonous substance, any large or drift net, the aid of any artificial light, a spear gun; indulge in any underwater fishing;

(b) have in the person's possession or control any article mentioned in sub-regulation (a);

(c) land, sell or have in the person's possession any fish which the person knows or has reason to believe has been caught by: –

- (i) one of the gears or methods set out in sub-regulations (a); or
    - (ii) any other illegal gear or methods;
  - (2) Excepting in emergency, no person except authorised officers and Rangers, shall be authorised to carry out rescue, enforcement or surveillance.
  - (3) No person shall use an outboard motor powered with an engine of over 15 horse power within SEMPA without written approval of the Departmental Head on such terms and conditions as s/he thinks fit.
  - (4) No person may use water skis, wake boards, parasails and other towed devices, jet ski, or similar vessels within the South East Marine Protected Area.
  - (5) No person may install a mooring device or marker buoy unless the person has the permission of the Departmental Head.
- 8. Application for user licences and user fees**
- (1) Any person who wishes to use the South East Marine Protected Area as a fisherman, water sports operator or other user shall apply for a licence to the Departmental Head.
  - (2) The Commissioner shall set the number of licences issued for each fishing gear type, user activity or vessel in line with the carrying capacity of the South East Marine Protected Area ecosystem based on the best available scientific knowledge and monitored against adaptive management principles, and this number shall be set in a way so as to impose the least harm on the fishing community.
  - (3) It shall be lawful for the Commissioner by way of notice to make provision as the Commissioner thinks fit, in accordance with



this Regulation, for the collection of fees from users of the South East Marine Protected Area.

**9. The South East Marine Protected Area Board**

(1) A South East Marine Protected Area Board is hereby established under this Regulation.

(2) The functions of the South East Marine Protected Area Board shall be to:—

(a) advise the Commissioner on any matter pertaining to the proper operation of the South East Marine Protected Area including those relating to any transboundary impacts including those from the watershed;

(b) recommend the administrative structure for the South East Marine Protected Area Unit;

(c) recognise and facilitate such South East Marine Protected Area stakeholder groups that may improve participation in the effective management of the South East Marine Protected Area;

(d) review and endorse the Management Plan of the South East Marine Protected Area, and monitor its implementation;

(e) review and endorse the procurement of such equipment, services or materials necessary for the proper management of the South East Marine Protected Area;

(f) review and endorse the South East Marine Protected Area annual work plan and budget;

(g) review and endorse the South East Marine Protected Area quarterly and annual reports.

(3) The membership of the South East Marine Protected Area Board is set out in the Fourth Schedule of this Regulation.

#### **10. The South East Marine Protected Area Management Unit**

(1) A South East Marine Protected Area Management Unit is hereby established under this Regulation.

(2) The South East Marine Protected Area Management Unit shall be responsible for the day to day management of the South East Marine Protected Area.

(3) The South East Marine Protected Area Management Unit shall act as the secretariat to the South East Marine Protected Area Board.

(4) The South East Marine Protected Area Management Unit shall produce a Management Plan which will set out the proper management of the area within nine months of the coming into effect of this Regulation.

(5) The South East Marine Protected Area Management Unit shall be staffed by officers referred to as the South East Marine Protected Area Officers and the South East Marine Protected Area Officers shall be employed by the Rodrigues Regional Assembly.

(6) The South East Marine Protected Area Officers shall be authorised to collect fees where relevant to these Regulations and to issue receipts.

(7) The South East Marine Protected Area Officers shall have powers of arrest.

#### **11. South East Marine Protected Area Fund**

(1) The Commissioner may establish a South East Marine Protected Area Fund.

(2) Where a South East Marine Protected Area Fund is established its purpose shall be to help meet the expenses incurred in the proper management of the South East Marine Protected Area as laid out in this Regulation.

(3) The Rodrigues Regional Assembly shall oversee the South East Marine Protected Area Fund.

(4) The South East Marine Protected Area Fund shall consist of: -

(a) such sums of money as may be appropriated from the Rodrigues Regional Assembly for any of the purposes of this Regulation;

(b) any money that is payable under this Regulation including all charges for licences;

(c) any grant made to the South East Marine Protected Area Fund;

(d) any sum that may lawfully accrue to the South East Marine Protected Area Fund;

(e) interest accruing from deposits.

(5) The South East Marine Protected Area Board shall review and endorse budgets and accounts for the South East Marine Protected Area Fund.

(6) The South East Marine Protected Area Management Unit shall be responsible for the preparation of budgets and accounts for approval and shall also be responsible for the day to day management of the South East Marine Protected Area Fund.

(7) Additional procedures for the South East Marine Protected Area Fund may be proposed by the South East Marine Protected Area Board and become operational upon the approval of the Commissioner.

**PART IV – OFFENCES AND PENALTIES****12. Offences and Penalties**

Any person who contravenes these Regulations shall commit an offence and shall, on conviction, be liable –

(a) in the case of a first conviction, to a fine of not less than rupees three thousand (Rs 3,000) and not more than rupees five thousand (Rs 5,000); and

(b) in the case of a second and subsequent convictions, to a fine of not less than rupees five thousand (Rs 5,000) and not more than rupees ten thousand (Rs 10,000) and to imprisonment for a term not exceeding two years.

**PART V – MISCELLANEOUS****13. Repeal**

Part III and the First Schedule of the Rodrigues Regional Assembly (Fisheries and Marine Resources - Marine Protected Areas) Regulations 2009 are hereby repealed.

Passed by the Rodrigues Regional Assembly on 28<sup>th</sup> June, 2011.

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**FIRST SCHEDULE**

[Regulation 4(1)]

**DESCRIPTION OF THE BOUNDARY OF THE  
SOUTH EAST MARINE PROTECTED AREA**

The South East Marine Protected Area is bounded as follows:—

To the western extent of the area starting from point (A) onshore at Pointe Corail having geographic coordinates S 19°46.278000', E 63°22.878000', the boundary runs along an imaginary line in an easterly direction to a point (B) south of Isle Deux Frères, located by S 19°46.313760', E 63°24.517860', marked by boundary markers at the following locations: the aforementioned point (A), point 1 at S 19°46.282433', E 63°23.039274', point 2 at S 19°46.286918', E 63°23.278140', point 3 at S 19°46.292079', E 63°23.677323', point 4 at S 19°46.302842', E 63°24.090466', and the aforementioned point (B).

From point (B) the boundary runs along an imaginary line in a south easterly direction to point (C) on the reef crest adjacent to Passe Plate located by S 19°47.604000', E 63°26.268000', marked by boundary markers at the following locations: point 5 at S 19°46.445852', E 63°24.686687', point 6 at S 19°46.610507', E 63°24.914402', point 7 at S 19°46.866551', E 63°25.256604', point 8 at S 19°47.114451', E 63°25.591783', point 9 at S 19°47.286534', E 63°25.817003', point 10 at S 19°47.465051', E 63°26.054974' and the aforementioned point (C).

From point (C) the boundary crosses the reef crest in the same direction to a point (D) at coordinates S 19°47.706000', E 63°26.382000' on the average 20m isobath.

From point (D) the boundary follows the average 20m isobath in a north easterly direction, to point (E) adjacent to Pointe Roche

Noire, located by S 19°43.020000', E 63°30.288000' and marked by boundary makers at the following locations: the aforementioned point (D),

point 11 at S 19°47.607781', E 63°26.502781', point 12 at S 19°47.352945', E 63°26.542071', point 13 at S 19°47.128891', E 63°26.755765', point 14 at S 19°46.822475', E 63°27.157815', point 15 at S 19°46.812000', E 63°27.441126', point 16 at S 19°46.488000', E 63°27.975000', point 17 at S 19°46.362000', E 63°28.218000', point 18 at S 19°46.002000', E 63°28.497000', point 19 at S 19°45.615000', E 63°28.830000', point 20 at S 19°45.327000', E 63°29.199000', point 21 at S 19°44.841000', E 63°29.496000', point 22 at S 19°44.436000', E 63°29.766000', point 23 at S 19°44.157000', E 63°29.784000', point 24 at S 19°43.932000', E 63°29.775000', point 25 at S 19°43.860000', E 63°29.991000', point 26 at S 19°43.608000', E 63°30.126000', point 27 at S 19°43.311000', E 63°30.234000', and the aforementioned point (E).

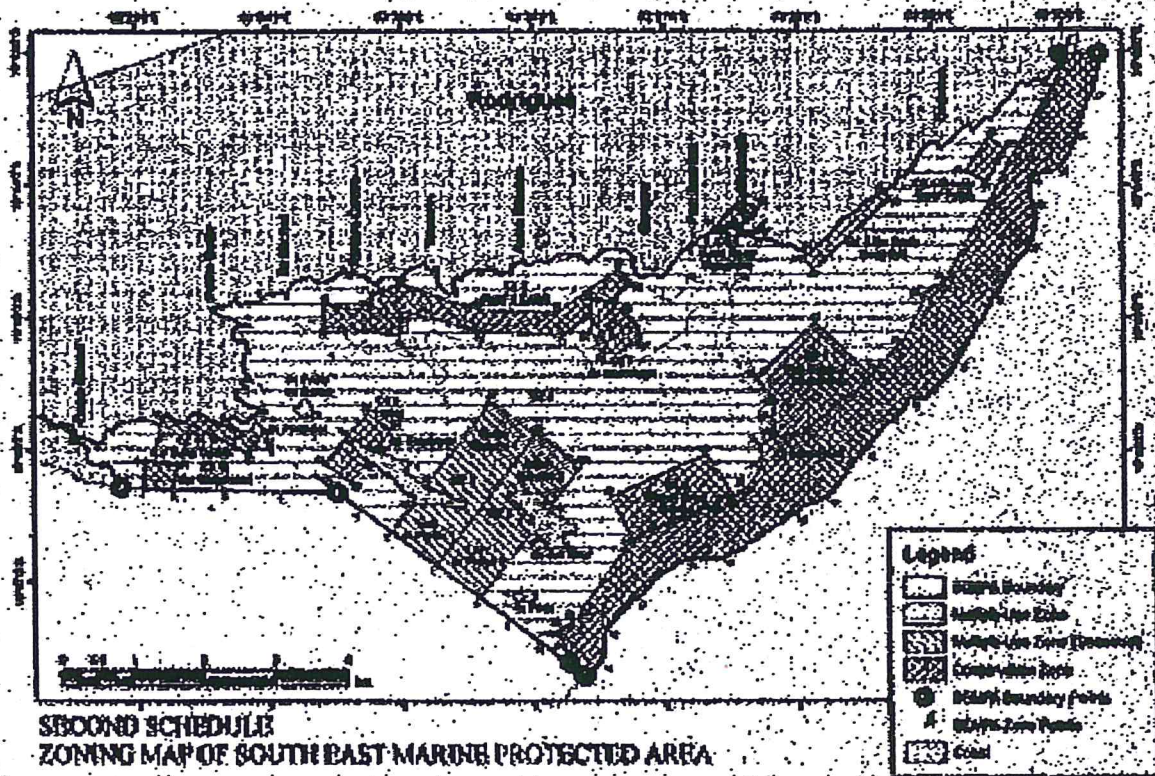
From point (E) the boundary follows an imaginary line in a westerly direction to point (F) with coordinates S 19°43.020000', E 63°30.000000' at Pointe Roche Noire.

From the last mentioned point (F), the boundary follows the shore at the high water mark towards the south west to the aforementioned starting point (A).

## SECOND SCHEDULE

[Regulation 4(4)]

### BOUNDARY AND ZONING MAP OF THE SOUTH EAST MARINE PROTECTED AREA



SECOND SCHEDULE - continued

| Point | Latitude<br>(Degrees,<br>Decimal minutes) | Longitude<br>(Degrees,<br>Decimal minutes) | Point | Latitude<br>(Degrees,<br>Decimal minutes) | Longitude<br>(Degrees,<br>Decimal minutes) |
|-------|---|--|-------|---|--|
| A     | S 19°46.278000'                           | E 63°22.878000'                            | 21    | S 19°44.841000'                           | E 63°29.496000'                            |
| B     | S 19°46.313760'                           | E 63°24.517860'                            | 22    | S 19°44.436000'                           | E 63°29.766000'                            |
| C     | S 19°47.604000'                           | E 63°26.268000'                            | 23    | S 19°44.157000'                           | E 63°29.784000'                            |
| D     | S 19°47.706000'                           | E 63°26.382000'                            | 24    | S 19°43.932000'                           | E 63°29.775000'                            |
| E     | S 19°43.020000'                           | E 63°30.288000'                            | 25    | S 19°43.860000'                           | E 63°29.991000'                            |
| F     | S 19°43.020000'                           | E 63°30.000000'                            | 26    | S 19°43.608000'                           | E 63°30.126000'                            |
| G     | S 19°46.282433'                           | E 63°23.039274'                            | 27    | S 19°43.311000'                           | E 63°30.234000'                            |
| H     | S 19°46.286918'                           | E 63°23.278140'                            | 28    | S 19°44.726200'                           | E 63°29.105425'                            |
| I     | S 19°46.292079'                           | E 63°23.677323'                            | 29    | S 19°44.828998'                           | E 63°28.935493'                            |
| J     | S 19°46.302842'                           | E 63°24.090466'                            | 30    | S 19°45.177255'                           | E 63°28.790736'                            |
| K     | S 19°46.445852'                           | E 63°24.686687'                            | 31    | S 19°45.439510'                           | E 63°28.544909'                            |
| L     | S 19°46.610507'                           | E 63°24.914402'                            | 32    | S 19°45.885575'                           | E 63°27.819798'                            |
| M     | S 19°46.866551'                           | E 63°25.256604'                            | 33    | S 19°45.949293'                           | E 63°27.708204'                            |
| N     | S 19°47.114451'                           | E 63°25.591783'                            | 34    | S 19°46.136009'                           | E 63°27.704008'                            |
| O     | S 19°47.286534'                           | E 63°25.817003'                            | 35    | S 19°46.276570'                           | E 63°27.607503'                            |
| P     | S 19°47.465051'                           | E 63°26.054974'                            | 36    | S 19°46.348125'                           | E 63°27.506104'                            |
| Q     | S 19°47.607781'                           | E 63°26.502781'                            | 37    | S 19°46.679244'                           | E 63°26.743869'                            |
| R     | S 19°47.352945'                           | E 63°26.542071'                            | 38    | S 19°47.292175'                           | E 63°26.298809'                            |
| S     | S 19°47.128891'                           | E 63°26.755765'                            | 39    | S 19°47.346514'                           | E 63°26.191400'                            |
| T     | S 19°46.822475'                           | E 63°27.157815'                            | 40    | S 19°47.401551'                           | E 63°26.178022'                            |
| U     | S 19°46.812000'                           | E 63°27.441126'                            | 41    | S 19°47.498199'                           | E 63°26.220305'                            |
| V     | S 19°46.488000'                           | E 63°27.975000'                            | 42    | S 19°46.351358'                           | E 63°26.582025'                            |
| W     | S 19°46.362000'                           | E 63°28.218000'                            | 43    | S 19°46.027083'                           | E 63°27.299912'                            |
| X     | S 19°46.002000'                           | E 63°28.497000'                            | 44    | S 19°45.731511'                           | E 63°27.791033'                            |
| Y     | S 19°45.615000'                           | E 63°28.830000'                            | 45    | S 19°45.619578'                           | E 63°27.825074'                            |
| Z     | S 19°45.327000'                           | E 63°29.199000'                            | 46    | S 19°45.448567'                           | E 63°27.676253'                            |



## SECOND SCHEDULE - continued

| Point | Latitude<br>(Degrees,<br>Decimal minutes) | Longitude<br>(Degrees,<br>Decimal minutes) | Point | Latitude<br>(Degrees,<br>Decimal minutes) | Longitude<br>(Degrees,<br>Decimal minutes) |
|-------|---|--|-------|---|--|
| 47    | S 19°45.032620'                           | E 63°28.134001'                            | 75    | S 19°44.633765'                           | E 63°26.649397'                            |
| 48    | S 19°43.889649'                           | E 63°29.271283'                            | 76    | S 19°44.741567'                           | E 63°26.760688'                            |
| 49    | S 19°43.645738'                           | E 63°29.439441'                            | 77    | S 19°45.131538'                           | E 63°26.221347'                            |
| 50    | S 19°43.724822'                           | E 63°29.585954'                            | 78    | S 19°45.091477'                           | E 63°25.585579'                            |
| 51    | S 19°43.977890'                           | E 63°29.431948'                            | 79    | S 19°44.935512'                           | E 63°24.980231'                            |
| 52    | S 19°44.628245'                           | E 63°28.122855'                            | 80    | S 19°45.126909'                           | E 63°24.992947'                            |
| 53    | S 19°44.543773'                           | E 63°28.030119'                            | 81    | S 19°46.097510'                           | E 63°24.419287'                            |
| 54    | S 19°44.503501'                           | E 63°28.075323'                            | 82    | S 19°45.714622'                           | E 63°24.730311'                            |
| 55    | S 19°44.051149'                           | E 63°28.648058'                            | 83    | S 19°45.836323'                           | E 63°24.916509'                            |
| 56    | S 19°44.097766'                           | E 63°28.700932'                            | 84    | S 19°45.991363'                           | E 63°24.798597'                            |
| 57    | S 19°44.306882'                           | E 63°27.374649'                            | 85    | S 19°46.064264'                           | E 63°24.742150'                            |
| 58    | S 19°44.113323'                           | E 63°27.573659'                            | 86    | S 19°46.229111'                           | E 63°24.616077'                            |
| 59    | S 19°44.168282'                           | E 63°27.699142'                            | 87    | S 19°45.874431'                           | E 63°23.175028'                            |
| 60    | S 19°44.306741'                           | E 63°27.430018'                            | 88    | S 19°45.787797'                           | E 63°23.175015'                            |
| 61    | S 19°45.260916'                           | E 63°26.547655'                            | 89    | S 19°45.815358'                           | E 63°23.728123'                            |
| 62    | S 19°45.098123'                           | E 63°26.433701'                            | 90    | S 19°45.851047'                           | E 63°23.805310'                            |
| 63    | S 19°44.970333'                           | E 63°26.443098'                            | 91    | S 19°45.896643'                           | E 63°23.943340'                            |
| 64    | S 19°44.864788'                           | E 63°26.455611'                            | 92    | S 19°46.020755'                           | E 63°23.857962'                            |
| 65    | S 19°44.880352'                           | E 63°26.566921'                            | 93    | S 19°45.869439'                           | E 63°23.578397'                            |
| 66    | S 19°44.950516'                           | E 63°26.680597'                            | 94    | S 19°46.070432'                           | E 63°23.059092'                            |
| 67    | S 19°45.182647'                           | E 63°26.803831'                            | 95    | S 19°46.097552'                           | E 63°23.298411'                            |
| 68    | S 19°45.050980'                           | E 63°24.411417'                            | 96    | S 19°46.403018'                           | E 63°25.081091'                            |
| 69    | S 19°44.895625'                           | E 63°24.409464'                            | 97    | S 19°46.264198'                           | E 63°25.183690'                            |
| 70    | S 19°44.931577'                           | E 63°24.763551'                            | 98    | S 19°45.627310'                           | E 63°25.668671'                            |
| 71    | S 19°44.828837'                           | E 63°24.762299'                            | 99    | S 19°45.866538'                           | E 63°26.018894'                            |
| 72    | S 19°44.745125'                           | E 63°24.982387'                            | 100   | S 19°46.102655'                           | E 63°26.365387'                            |
| 73    | S 19°44.928661'                           | E 63°25.602462'                            | 101   | S 19°46.440608'                           | E 63°26.108280'                            |
| 74    | S 19°44.954250'                           | E 63°26.178969'                            | 102   | S 19°46.617514'                           | E 63°25.973240'                            |

**THIRD SCHEDULE**

[Regulation 4(5)]

**DESCRIPTION OF THE BOUNDARIES OF THE ZONES IN THE SOUTH EAST MARINE PROTECTED AREA**

**PART I**

**Multiple Use Zone 1 (MZ 1)**

This zone of approximate extent of 2668.90 Ha is that area of South East Marine Protected Area not included in any other zone.

**PART II**

**Multiple Use Zone 2 (seasonally closed) (MZ 2)**

**Bassin Banane & Lors la Plaine**

This zone of approximate extent of 160.99 Ha is situated in the lagoon between Ile Gombrani and Ile aux Chat and is bounded as follows: starting from a point 6 in the lagoon south of Ile Gombrani, on the outer boundary of South East Marine Protected Area having the geographic co-ordinates S 19°46.610507', E 63°24.914402', the boundary extends north west along an imaginary line to the coast of Ile Gombrani at point 96, located by S 19°46.403018', E 63°25.081091'. From the last point, the boundary follows the southern shore of Ile Gombrani eastwards at the high water level, around the eastern tip of the island, and then turns westwards and continues along the northern shore of the island to a point 97, located by S 19°46.264198', E 63°25.183690'. From point 97, the boundary extends in a north westerly direction to a point 98 situated in the lagoon, located by S 19°45.627310', E 63°25.668671'. From point 98, the boundary turns south east to a point 99, located by S 19°45.866538', E 63°26.018894'. From point 99, the boundary extends south westwards to a point 7 on the outer boundary of South East Marine Protected Area, located by S 19°46.866551', E

63°25.256604'. (The boundary between point 99 and point 7 is shared with MZ 3). From point 7, the boundary extends northwest along the outer boundary of South East Marine Protected Area to the aforementioned point 6.

### **PART III**

#### ***Multiple Use Zone 3 (seasonally closed) (MZ 3) Bassin Banane & Lors la Plaine***

This zone of approximate extent of 154.69 Ha is situated in the South East Marine Protected Area lagoon between Ile Gombrani and Ile aux Chat and is bounded as follows: Starting from a point 7, located in the lagoon on the outer boundary of South East Marine Protected Area having the geographic co-ordinates S 19°46.866551', E 63°25.256604', the boundary extends north westwards along an imaginary line between the two islands to a point 99, located by S 19°45.866538', E 63°26.018894'. (The boundary between point 7 and point 99 is shared with MZ 2). From point 99, the boundary extends south eastwards to a point 100 in the lagoon located by S 19°46.102655', E 63°26.365387'. The boundary then continues south westwards to a point 101 situated at the high water level on the northern shore of Ile aux Chat, located by S 19°46.440608', E 63°26.108280'. From point 101, the boundary follows the northern shore of Ile aux Chat westwards at the high water level, around the western tip of the island, and then along the southern shore of the island to a point 102, located by S 19°46.617514', E 63°25.973240'. From point 102, the boundary extends south westwards to a point 8, situated on the outer boundary of South East Marine Protected Area, located by S 19°47.114451', E 63°25.591783'. The boundary then turns north westwards and continues to the aforementioned point 7.

**PART IV****Conservation Zone 1 (CZ 1) Fore Reef**

This zone of approximate extent of 738.37 Ha is situated on the fore reef slope and is bounded as follows: Starting from a point (C) located on the reef crest having geographic co-ordinates S 19°47.604000', E 63°26.268000', the boundary extends offshore to point (D), located by S 19°47.706000', E 63°26.382000'.

From point (D), the boundary follows the outer boundary of South East Marine Protected Area and extends in a north easterly direction at a depth of approximately 20 m to point E via: point 11 located by S 19°47.607781', E 63°26.502781', point 12 located by S 19°47.352945', E 63°26.542071', point 13 located by S 19°47.128891', E 63°26.755765', point 14 located by S 19°46.822475', E 63°27.157815', point 15 located by S 19°46.812000', E 63°27.441126', point 16 located by S 19°46.488000', E 63°27.975000', point 17 located by S 19°46.362000', E 63°28.218000', point 18 located by S 19°46.002000', E 63°28.497000', point 19 located by S 19°45.615000', E 63°28.830000', point 20 located by S 19°45.327000', E 63°29.199000', point 21 located by S 19°44.841000', E 63°29.496000', point 22 located by S 19°44.436000', E 63°29.766000', point 23 located by S 19°44.157000', E 63°29.784000', point 24 located by S 19°43.932000', E 63°29.775000', point 25 located by S 19°43.860000', E 63°29.991000', point 26 located by S 19°43.608000', E 63°30.126000', point 27 located by S 19°43.311000', E 63°30.234000' to point (E) located by S 19°43.020000', E 63°30.288000'. From point (E), the boundary turns west to the shore to point (F), located by S 19°43.020000', E 63°30.000000' at the high water level on the shore near Pointe Roche Noire.

From point (F), the boundary turns south south west, and continues along the reef crest to Grande Passe via: a point 28 located by S  $19^{\circ}44.726200'$ , E  $63^{\circ}29.105425'$ , a point 29 located by S  $19^{\circ}44.828998'$ , E  $63^{\circ}28.935493'$ , a point 30 S  $19^{\circ}45.177255'$ , E  $63^{\circ}28.790736'$ , a point 31 S  $19^{\circ}45.439510'$ , E  $63^{\circ}28.544909'$ , to a point 32 situated on the eastern side of Grande Passe, located by S  $19^{\circ}45.885575'$ , E  $63^{\circ}27.819798'$ . From point 32, the boundary crosses the entrance to Grand Passe to a point 33, located by S  $19^{\circ}45.949293'$ , E  $63^{\circ}27.708204'$ . From point 33, the boundary continues in a south westerly direction along the reef crest to point C, via: a point 34 located by S  $19^{\circ}46.136009'$ , E  $63^{\circ}27.704008'$ , a point 35 located by S  $19^{\circ}46.276570'$ , E  $63^{\circ}27.607503'$ , a point 36 located by S  $19^{\circ}46.348125'$ , E  $63^{\circ}27.506104'$ , a point 37 located by S  $19^{\circ}46.679244'$ , E  $63^{\circ}26.743869'$ , a point 38 located by S  $19^{\circ}47.292175'$ , E  $63^{\circ}26.298809'$ , a point 39 located by S  $19^{\circ}47.346514'$ , E  $63^{\circ}26.191400'$ , a point 40 located by S  $19^{\circ}47.401551'$ , E  $63^{\circ}26.178022'$ , a point 41 located by S  $19^{\circ}47.498199'$ , E  $63^{\circ}26.220305'$ , and to the start at the aforementioned point (C).

#### **PART V**

##### ***Conservation Zone 2 (CZ 2) Brisants Gros Roche***

This zone of approximate extent of 94.76 Ha is situated in the eastern part of the lagoon and is bounded as follows: starting from a point 36 on the reef crest having the geographic coordinates S  $19^{\circ}46.348125'$ , E  $63^{\circ}27.506104'$ , the boundary extends south west along the reef crest to a point 37 located by S  $19^{\circ}46.679244'$ , E  $63^{\circ}26.743869'$ . From point 37, the boundary continues north-north east along an imaginary line into the lagoon to point 42 located by S  $19^{\circ}46.351356'$ , E  $63^{\circ}26.582025'$ . The boundary then extends north-west along an imaginary line to point 43 located by S  $19^{\circ}46.027083'$ , E  $63^{\circ}27.299912'$ . From the last mentioned point, the boundary

extends south south west to the start at the aforementioned point 36 on the reef crest.

#### **PART VI**

##### ***Conservation Zone 3 (CZ 3) Couzoupa – Trou Blanc***

This zone of approximate extent of 128.41 Ha is situated in the western part of the lagoon and is bounded as follows: starting from a point 31 on the reef crest having the geographic coordinates S 19°45.439510', E 63°28.544909', the boundary extends south west along the reef crest to a point 32 situated at the mouth of the channel Grande Passe, located by S 19°45.885575', E 63°27.819798'. From point 32, the boundary continues in a northerly direction along the eastern edge of the channel to a point 44, located by S 19°45.731511', E 63°27.791033', then continues north north east to a point 45, located by S 19°45.619578', E 63°27.825074'. From point 45, the boundary follows an imaginary line north north west, across the mouth of a channel inlet known as Couzoupa, to a point 46, located by S 19°45.448567', E 63°27.676253'. From the last mentioned point 46, the boundary crosses from the channel edge into the lagoon, along an imaginary line in a north easterly direction to a sand patch known as Trou Blanc at point 47 located by S 19°45.032620', E 63°28.134001'. From point 47, the boundary extends south east to the aforementioned point 31 on the reef crest.

#### **PART VII**

##### ***Conservation Zone 4 (CZ 4) Gravier Coral Patch***

This zone of approximate extent of 16.62 Ha is located in the far eastern part of the lagoon and is bounded as follows: starting from a point 48 having the geographic coordinates S 19°43.889649', E 63°29.271283', the boundary extends in a north easterly direction along an imaginary line to a point 49, located by S 19°43.645738', E

63°29.439441'. From point 49, the boundary extends in a south easterly direction along an imaginary line to a point 50 located by S 19°43.724822', E 63°29.585954'. From point 50, the boundary turns in a south westerly direction along an imaginary line to a point 51, located by S 19°43.977890', E 63°29.431948'. From point 51, the boundary returns in a north westerly direction to the aforementioned point 48.

### **PART VIII**

#### ***Conservation Zone 5 (CZ 5) Var Brulé Seagrass bed***

This zone of approximate extent of 27.50 Ha is situated in the north eastern part of the lagoon and is bounded as follows: starting in the lagoon at a point 52, having the geographic coordinates S 19°44.628245', E 63°28.122855', the boundary extends along an imaginary line in a north westerly direction towards a point 53, located by S 19°44.543773', E 63°28.030119'. The boundary then continues towards the shore, in a north easterly direction along an imaginary line from point 53 to a point 54, situated on the western side of the headland (by the Mourouk Ebony Hotel), located by S 19°44.503501', E 63°28.075323'. The boundary then continues from point 54 north eastward along the shore at the high water level to a point 55, located by S 19°44.051149', E 63°28.648058'. From point 55, the boundary extends offshore in a south easterly direction along an imaginary line to a point 56, situated in the lagoon, located by S 19°44.097766', E 63°28.700932'. From point 56, the boundary continues in a south westerly direction to return to the aforementioned point 52.

### **PART IX**

#### ***Conservation Zone 6 (CZ 6) Anse Coco Mangrove***

This zone of approximate extent of 9.56 Ha is bounded as follows: starting at a point 57, situated on the shore located by the

geographic coordinates S 19°44.306882', E 63°27.374649', the boundary extends along the shore in a north easterly direction at the high water level to the road, and across the coastal road to a point 58, located by S 19°44.113323', E 63°27.573659'. From point 58, the boundary extends in a south easterly direction along an imaginary line to a point 59, located by S 19°44.168282', E 63°27.699142'. The boundary then turns from point 59 in a south westerly direction, and extends along an imaginary line across the coastal road, to the high water mark and along the shoreline at the high water mark to a point 60, located by S 19°44.306741', E 63°27.430018'. From point 60 the boundary extends westward across the mouth of the inlet to the start at the aforementioned point 57.

### PART X

#### *Conservation Zone 7 (CZ 7) Ile Hermitage*

This zone of approximate extent of 32.17 Ha is situated in the channel and is bounded as follows: starting at a point 61 on the south western corner of the reef surrounding Ile Hermitage having the geographic coordinates S 19°45.260916', E 63°26.547655', the boundary continues north north east around the reef in a clockwise direction at a depth of 15 m, to a point 62, located by S 19°45.098123', E 63°26.433701'. From point 62, the boundary continues at the same depth northwards around the reef to a point 63, located by S 19°44.970333', E 63°26.443098', and then to a point 64 situated at the apex of the reef, located by S 19°44.864788', E 63°26.455611'. From the apex at point 64, the boundary turns and extends in a south easterly direction to a point 65, located by S 19°44.880852', E 63°26.566921', then to a point 66, located by S 19°44.950516', E 63°26.680597', and continues onto a point 67, located by S 19°45.182647', E 63°26.803831'. From the last point 67, the boundary extends south west to the start at the aforementioned point 61.



**PART XI****Conservation Zone 8 (CZ 8) Recif Ti Canal**

This zone of approximate extent of 138.96 Ha is situated in the north western part of the lagoon, along the northern edge of ti Canal, and is bounded as follows: starting at a point 68 situated in the channel, having the geographic coordinates S 19°45.050980', E 63°24.411417', the boundary extends north to a point 69, situated in the shallows located by S 19°44.895625', E 63°24.409464'. From point 69, the boundary extends along an imaginary line eastwards to a point 70, located by S 19°44.931577', E 63°24.763551', then north to a point 71 located by S 19°44.828837', E 63°24.762299', then north east to a point 72 located by S 19°44.745125', E 63°24.982387'. From point 72, the boundary continues in an approximately south easterly direction to a point 73 located by S 19°44.928661', E 63°25.602462', then turns east south east to a point 74, located by S 19°44.954250', E 63°26.178969', and then north east to a point 75, located by S 19°44.633765', E 63°26.649397'. From point 75, the boundary extends south east to a point 76, located by S 19°44.741567', E 63°26.760688', then south west to a point 65, situated on the edge of the reef by Ile Hermitage, located by S 19°44.880852', E 63°26.566921'. From point 65, the boundary is shared with that of CZ 7, and extends north west along the edge of the reef surrounding Ile Hermitage at a depth of 15 m to a point 64, located by S 19°44.864788', E 63°26.455611', then southwards at the same depth to a point 63, located by S 19°44.970333', E 63°26.443098'. From point 63 onwards, the boundary is no longer shared with CZ 7. The boundary continues from point 63 south west to a point 77, situated in the channel located by S 19°45.131538', E 63°26.221347'. From point 77, the boundary continues in a westerly direction to a point 78, located by S 19°45.091477', E 63°25.585579', then west north west to a point 79 located by S 19°44.935512', E 63°24.980231'. From point 79, the boundary turns southwards to a

point 80 located by S 19°45.126505', E 63°24.992947'. From point 80, the boundary then turns westwards towards the start at the aforementioned point 68.

### **PART XII**

#### ***Conservation Zone 9 (CZ 9) Trésor***

This zone of approximate extent of 32.51 Ha is situated in the western part of the lagoon, at the tip of Ile Gombrani, and is bounded as follows: starting at a point 81, having the geographic coordinates S 19°46.097510', E 63°24.419287', the boundary extends along an imaginary line north north east to a point 82, located by S 19°45.714622', E 63°24.730311'. From point 82, the boundary extends in a south easterly direction to a point 83, S 19°45.836323', E 63°24.916509', then in a south westerly direction to a point 84, situated at the high water mark on the shore of the island of Ile Gombrani, located by S 19°45.991363', E 63°24.798597'. The boundary then extends at the high water level along the shore of Ile Gombrani in a north westerly direction to the western tip of the island. The boundary continues around the tip of the island, and along the southern shore in a south easterly direction to a point 85, located by S 19°46.064264', E 63°24.742150'. From point 85, the boundary extends back out into the lagoon in a south westerly direction to a point 86, located by S 19°46.229111', E 63°24.616077', then north west to the start at the aforementioned point 81.

### **PART XIII**

#### ***Conservation Zone 10 (CZ 10) Bar Dans Cocos***

This zone of approximate extent of 28.10 Ha is situated in the far western part of the lagoon and is bounded as follows: starting at point 87, situated in the lagoon having the geographic coordinates S 19°45.874431', E 63°23.175028', the boundary extends northwards along an imaginary line to a point 88, situated at the high water level

on the shore, located by S 19°45.787797', E 63°23.175015'. The boundary continues from point 88 eastwards along the shore at the high water level to a point 89, on the small headland just south of Pointe Caverne, located by S 19°45.815358', E 63°23.728123'. From point 89, the boundary extends south eastwards across to a point 90 on the western corner of Ile Pintades, located by S 19°45.851047', E 63°23.805310'. The boundary then continues eastwards along the shore of the island at the high water level to a point 91, situated on the eastern side of the island, located by S 19°45.896643', E 63°23.943340'. From point 91, the boundary extends in a south westerly direction to point 92, located by S 19°46.020755', E 63°23.857962'. The boundary then extends from point 92 in a north westerly direction to point 93, located by S 19°45.869439', E 63°23.578397'. From point 93, the boundary continues west to the start at the aforementioned point 87.

#### **PART XIV**

##### ***Conservation Zone II (CZ II) Bar Gingembre***

This zone of approximate extent of 15.63 Ha is situated in the far western part of the lagoon and is bounded as follows: starting at point 1, which is situated on the outer boundary of South East Marine Protected Area, having the geographic coordinates S 19°46.282433', E 63°23.039274', the boundary continues northwards to a point 94, located by S 19°46.070432', E 63°23.059092'. From point 94, the boundary extends eastwards to a point 95, located by S 19°46.097552', E 63°23.298411', then southwards to a point 2, situated on the outer boundary of South East Marine Protected Area, located by S 19°46.286918', E 63°23.278140'. From point 2, boundary extends westwards along the outer boundary of South East Marine Protected Area to the start at the aforementioned point 1.

**FOURTH SCHEDULE**

[Regulation 9(3)]

**ESTABLISHMENT OF THE SOUTH EAST MARINE PROTECTED AREA BOARD**

South East Marine Protected Area Board: The South East Marine Protected Area Board shall comprise the following members:-

- (a) three representatives of the Community Advisory Council;
- (b) a representative of the Fisheries Protection Service;
- (c) a representative of the Fisheries Research and Training Unit;
- (d) a representative of the Environment Division;
- (e) five members of NGO supporting the marine environment, tourism stakeholders and who are appointed by the Commissioner.

The Commissioner, in consultation with the Chief Commissioner, shall appoint one of the members of the South East Marine Protected Area Board to be the Chairperson.

The Deputy Chairperson will be elected by the South East Marine Protected Area Board members from amongst their membership.

A quorum of the Board shall include 5 members excluding the Chairperson or in the absence of the Chairperson, the Deputy Chairperson.

A meeting will only be official if it has a quorum and if the Chairperson or the Deputy Chairperson is present.

The Board shall at its first meeting establish its modus operandi and which shall thereafter be approved by the Commissioner.

O DPP PORT MATHURIN

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