



ශ්‍රී ලංකා ප්‍රජාතාන්ත්‍රික සමාජවාදී ජනරජයේ ගැසට් පත්‍රය The Gazette of the Democratic Socialist Republic of Sri Lanka

අති විශේෂ EXTRAORDINARY

අංක 1036/13 - 1998 ජූලි 16 වැනි බ්‍රහස්පතින්දා - 1998.07.16

No. 1036/13 - THURSDAY, JULY 16, 1998

(Published by Authority)

PART I : SECTION (I) - GENERAL Government Notifications

L.D - B. 4/96.

FISHERIES AND AQUATIC RESOURCES ACT, No. 2 OF 1996

REGULATIONS made by the Minister of Fisheries and Aquatic Resources Development, under Section 61 read with Section 30 of the Fisheries and Aquatic Resources Act, No. 2 of 1996.

MAHINDA RAJAPAKSE,
Minister of Fisheries and Aquatic
Resources Development.

Colombo,
16th July, 1998.

Regulations

1. These regulations may be cited as the Export and Import of Live Fish Regulations, 1998.
2. No person shall export any species of live fish set out in Part I of the Schedule hereto.
3. No person shall except under the authority of a permit issued to him by the Director of Fisheries and Aquatic Resources (hereinafter referred to as the "Director") in that behalf export any species of live fish set out in Part II of the Schedule hereto.
4. No person shall import any species of live fish set out in Part III of the Schedule hereto.
5. Every application for a permit under Regulation 3 shall be made to the Director in the Form 'A' set out in Part IV of the Schedule hereto and shall be accompanied with a fee of One Thousand Rupees.
6. Every permit issued upon an application made under regulation 5 shall be in the Form "B" set out in Part IV of the Schedule hereto and shall unless revoked earlier, be valid for six months from the date of issue, and subject to the terms and conditions specified therein.
7. Notwithstanding Regulation 2 and Regulation 3, any person may under the authority of a permit issued by the Director in that behalf export any live fish imported.
8. Every application for a permit under Regulation 7 shall be made to the Director in the Form "C" set out in Part IV of the Schedule hereto.
9. Every permit issued upon an application made under Regulation 8 shall be in the Form "D" set out in part IV of the Schedule hereto, and shall be subject to the terms and conditions specified therein.

10. No person shall except under the authority of a permit issued by the Director in that behalf import or export any live egg, roe or spawn of any fish.

11. Every application for a permit under Regulation 10 shall be made to the Director in the Form "E" set out in Part IV of the Schedule hereto and accompanied with a fee of one Thousand Rupees.

12. Every permit issued upon an application made under Regulation 11 shall be in the Form "F" set out in part IV of the Schedule hereto, and shall be subject to the terms and conditions specified therein.

13. The Director may revoke a permit issued under Regulations 6, 9 and 12 if he is satisfied that the exporter or importer as the case may be has violated any of the terms and conditions of such permit.

14. In these Regulations.-

"Director" means the Director of Fisheries and Aquatic Resources appointed under Section 2 of the Fisheries and Aquatic Resources Act, No. 2 of 1996.

"export" means to take out of the limits of Sri Lanka to sea or to a foreign country.

"Fish" means any aquatic organism, whether piscine or not, and includes any shellfish, crustacean, coral, molluse, annelid, holothurian, any other invertebrate, amphibian, aquatic mammal and its young fry, egg or spawn.

"import" means to bring into Sri Lanka, by sea or by air, from any place outside or beyond the limits of Sri Lanka.

(Regulation 2)

SCHEDULE

PART I

LIST OF SPECIES OF FISH PROHIBITED FROM EXPORT IN LIVE FORM

Marine Fish* :

Family	-	Chaetodontidae <i>Chaetodon semeion</i> (Bleeker, 1855)
Family	-	Pomacanthidae <i>Centropyge bispinosus</i> , (Günther, 1860) <i>Pygoplitis dicanthus</i> (Boddaert, 1772)
Family	-	Labridae <i>Coris aygula</i> (Lacepede, 1801) <i>Labroides bicolor</i> (Fowler and Bean, 1928)
Family	-	Scorpaenidae <i>Pterois radiata</i> (Cuvier, 1829)
Family	-	Ephippidae <i>Platax pinnatus</i> (Linnaeus, 1758)
Family	-	Serranidae <i>Ephinephelus lanceolatus</i> (Bloch 1790) <i>Ephinephelus flavocaeruleus</i> (Lacepede, 1802)
Family	-	Haemulidae <i>Plectorhynchus obscurum</i> <i>Plectorhynchus albovittatus</i> (Ruppel, 1835)
Family	-	Pomacentridae <i>Chrysiptera kuiteri</i> (Allan and Rajasuriya, 1995)

Freshwater Fish :

Family : Cyprinidae

Labeo fisheri Jordan and Strarks, 1917
Labeo porcellus (Heckel, 1838)
Puntius asoka Kottelat and Pethiyagoda, 1989
Puntius martenstyni Kottelat and Pethiyagoda, 1991
Puntius srilankensis (Senanayake, 1985)
Puntius bandula Kottelat and Pethiyagoda, 1991
Rasbora wilpita Kottelat and Pethiyagoda, 1991
Malpulutta kretseri Deraniyagala, 1937

Family : Gobidae

Schismatogobius deraniyagalai Kottelat and Pethiyagoda, 1989
Sicyopterus halei (Day, 1888)
Sicyopus jonklaasi Klauswitz and Henrich, 1986
Channa orientalis Bloch and Schneider, 1801

Family : Cobitidae

Lepidocephalichthys jonklaasi Deraniyagala, 1956

PART II

(Regulation 3)

LIST OF SPECIES OF FISH RESTRICTED FROM EXPORT IN LIVE FORM

Marine Fish :

Family : Chaetodontidae

Chaetodon octofaciatus Bloch, 1787
Chaetodon ornatissimus Cuvier, 1831
Chaetodon falcula Bloch, 1793
Chaetodon xanthocephalus Bennet, 1832
Chaetodon ephippium Cuvier, 1831
Chaetodon unimaculatus Bloch, 1787
Chaetodon madagascariensis Ahl, 1923
Chaetodon benetti Cuvier, 1831
Chaetodon meyeri Bloch and Schneider, 1801
Chaetodon triangulum Cuvier, 1831
Heniochus monoceros (Cuvier, 1831)
Heniochus pleurotaenia (Cuvier, 1831)

Family : Pomacanthidae

Centropyge flavipectoralis (Randall and Klauswitz, 1977)

Family : Balistidae

Balistoides conspicillum (Bloch and Schneider, 1801)
Pseudobalistes fuscus (Bloch and Schneider, 1801)

Family : Serranidae

Variola louti (Forsk., 1775)
Variola albimarginata (Baissac, 1952)

Freshwater Fish :

Family : Cyprinidae

Danio patirana Kottelat and Pethiyagoda, 1990
Puntius cumingii (Gunther, 1868)
Puntius nigrofasciatus (Gunther, 1868)
Puntius titteya Deraniyagala, 1929
Rasbora vaterifloris Deraniyagala, 1930

Family : Belontiidae
Belontia signata (Gunther, 1861)

Family : Mastacembelidae
Macrognathus arai Lecepede, 1803

(Regulation 4)

Freshwater Fish :

Family : Ictaluridae
Ictalurus punctatus
Ictalurus foratus
Ictalurus catus
Ictalurus nebulosus
Pygodictis olivaris

Family : Characidae

- Serrasalmus nattereri*
- Serrasalmus hollandi*
- Serrasalmus eigenmani*
- Serrasalmus notatus*
- Serrasalmus striolatus*
- Serrasalmus elongatus*
- Serrasalmus gibbus*
- Serrasalmus sanchezi*
- Serrasalmus spilopleura*
- Serrasalmus antoni*
- Serrasalmus rhombeus*
- Serrasalmus serrulatus*
- Catopryon mento*

(Regulation 5)

FORM "A"

APPLICATION FOR EXPORT OF LIVE FISH

(This application should be accompanied with a fee of Rs. 1,000.00)

1. Full Name of the Applicant/Institution: _____
2. Address: _____
3. Telephone No.: _____
4. Fax No.: _____
5. Name of the Species of Live Fish and the quantity: _____

[illegible]

6. Names of countries to which the applicant intends exporting Live Fish :

7. Monthly statement of Fish, Eggs, Roe or Spawn exported for last six (6) months :

Month	Species of Fish	Quantity of Locally collected live fish, eggs, roe or spawn exported	Quantity of locally breed species of live fish, eggs, roe or spawn exported	Quantity of imported fish re-exported
.....
.....
.....
.....
.....
.....

I/We undersigned certify that all particulars herein contained are true and correct. I/ We agree that any misstatement of any of the particulars required to be given herein shall render invalid any permit granted on the basis of such particulars.

Date :

.....
Signature of Applicant.

FORM "B"

(Regulation 6)

Department of Fisheries and Aquatic Resources

PERMIT FOR EXPORT OF LIVE FISH

..... of is hereby authorised to export the following species of Live Fish :-

01.	Species of Fish	Quantity	Species of Fish	Quantity
.....
.....
.....
.....
.....
.....

02. This permit shall, unless earlier cancelled be valid until :

03. This permit is subject to the following conditions :

- (i) This permit is personal to the holder named herein and shall not be transferable;
- (ii)
- (iii)

Date :

.....
Director of Fisheries and Aquatic Resources.

FORM "C"

(Regulation 8)

APPLICATION FOR THE EXPORT OF LIVE FISH IMPORTED TO SRI LANKA

1. Name of the Applicant / Institution :
2. Address :
3. Telephone Number :
4. Fax No. :
5. Business Registration No. :
6. Names and the Particulars of the Species of Fish :

<i>Species of Fish</i>	<i>Quantity Imported</i>	<i>Date of Import</i>	<i>Country of Origin</i>
.....
.....
.....
.....
.....
.....

<i>Quantity of export</i>	<i>Proposed date of export</i>	<i>Documents attached</i>
.....
.....
.....
.....
.....
.....

7. Names of countries to which the applicant intend exporting :

I/ We the undersigned certify that the particulars herein contained are true and correct. I/ We agree that any misstatement of any of the particulars required to be given herein shall render invalid any permit granted on the basis of such particulars.

.....
Signature of Applicant.

Date :

(Regulation 9)

PERMIT TO EXPORT LIVE FISH IMPORTED TO SRI LANKA

..... of is hereby authorised to export the following varieties of Fish Imported to Sri Lanka:

2. This permit shall, unless earlier cancelled, be valid until:
3. This permit is subject to the following conditions:
 - (i) This permit is personal to the holder named and shall not be transferable:
 - (ii)
 - (iii)

Director of Fisheries and Aquatic Resources.

(Regulation 11)

APPLICATION FOR IMPORT/EXPORT* OF EGGS, ROE OR SPAWN OF FISH

(This application should be accompanied with a fee of Rs. 1,000.00)

1. Name of the Applicant / Institution:_____.
2. Address:_____.
3. Telephone No.:_____.
4. Fax No.:_____.
5. Business Registration No.:_____.
6. Name of the Species of Eggs, Roe or Spawn of Fish and Quantity:_____.

[illegible]

7. Names of countries to/from* which the applicant intends exporting / importing* Live Fish:_____.

Signature of Applicant.

Date:_____.

*Strike off the word inapplicable.

(Regulation 12)

FORM "F"

Department of Fisheries and Aquatic Resources

PERMIT FOR IMPORT / EXPORT* OF EGGS, ROE OR SPAWN FISH

..... of is hereby authorised to Import / Export* the following varieties of Eggs, Roe or Spawn of fish:

01.	Species of Fish	Quantity of Eggs, Roe or Spawn

02. This permit shall, unless earlier cancelled, be valid until:-

03. This permit is subject to the following conditions:-

- (i) This permit is personal to the holder named herein and shall not be transferable;
- (ii) Species of Eggs, Roe, Spawn of fish to be exported shall be confined to the species given in this permit;
- (iii)

Director of Fisheries and Aquatic Resources.

Date:_____.

*Strike off the word inapplicable.

07-678/1

L.D.-B 4/96

FISHERIES AND AQUATIC RESOURCES ACT, No. 2 OF 1996

REGULATIONS made by the Minister of Fisheries and Aquatic Resources Development under Section 61 of the Fisheries and Aquatic Resources Act, No. 2 of 1996.

MAHINDA RAJAPAKSE,
Minister of Fisheries and Aquatic Resources Development.

Colombo,
16th July 1998.

Regulations

1. These regulations may be cited as the Fish Processing Establishments Regulations, 1998.
2. No person shall, except under the authority of a license issued by the Director of Fisheries and Aquatic Resources (hereinafter referred to as the "Director") in that behalf, operate a fish processing establishment.
3. Every application for a licence referred to in Regulation 2 shall be made to the Director, in Form "A" set out in the Schedule hereto, together with a fee of one thousand rupees and shall be accompanied by the certificate of registration issued to such establishment by Sri Lanka Standards Institution established by the Act, No. 6 of 1984.
4. Every licence issued upon an application made under regulation 3 shall be in Form "B" set out in the Schedule hereto and shall, unless revoked earlier be valid for one year from the date of issue, and shall be subject to the terms and conditions specified therein.
5. The Director may revoke a licence issued under regulation 4, if he is satisfied -
 - (a) That the licensee has violated any of the terms and conditions of such licence ; or
 - (b) That the certificate of registration issued by the Sri Lanka Standards Institution to such licence has been cancelled.
6. Regulations published in the *Gazette Extraordinary*, No. 972/14 of April 25, 1997 are hereby rescinded.
7. In these regulations-
"Fish Processing Establishment" means any premises where fish are prepared, processed, packaged, frozen or stored.

SCHEDULE

(Regulation 3)

FORM 'A'

APPLICATION FOR LICENCE TO OPERATE FISH PROCESSING ESTABLISHMENT

1. Name of Applicant :——.
- Telephone/Fax No. :——.
2. Address :——.
3. Business Registration :——.
4. Location of the Fish Processing Establishment :——.
5. Type of fish processed and method of processing :

Type of fish	Method of Processing

6. Total annual capacity :——.
7. Source of raw material in respect of each type of fish :——.
8. Targeted market for finished product in regard to each type of fish :——.

9. Staff :

Category	Number employed

10. Any other relevant information :

I certify that the particular furnished above are true and correct. I agree that if any particulars contained herein are found to be false or incorrect my application will be rejected and that if a licence has been issued such licence will be cancelled.

Signature of the applicant.

Date : ____.

(Regulation 4)

FORM 'B'

LICENCE TO OPERATE FISH PROCESSING ESTABLISHMENT

Licence No. : ____.

.....of..... is hereby authorised under Section 61 of the Fisheries and Aquatic Resources Act, No. 2 of 1996 to operate a fish processing establishment at subject to the following terms and conditions :

1. This Licence unless cancelled earlier is valid for a period of one year from the date of issue.
2. This licence ceases to be valid upon the cancellation of the certificate of registration issued by the Sri Lanka Standards Institution.
3. The holder of this licence shall permit any officer or any other person authorised by the Director of Fisheries and Aquatic Resources to enter the premises of the fish processing establishment for the purpose of inspection.

Director of Fisheries and Aquatic Resources.

Date : ____.

07 - 678/2