

CHAPTER 114

LIGHTING OF FIRES RESTRICTION) ACT

[20th July, 1940]

ARRANGEMENT OF SECTIONS

SECTION

1. Short title.
 2. Definitions.
 3. Declaration of protected area.
 4. Prohibition on lighting fires.
 5. Removal and planting of trees in burnt area.
 6. Permit.
 7. Penalty.
1. This Act may be cited as the Lighting of Fires (Restriction) Act.
 2. In this Act unless the context otherwise requires ---

“Agricultural Appeals Tribunal” means the Agricultural Appeals Tribunal constituted and acting in accordance with section 9 of the Agriculture Act, and the regulations (if any) made thereunder which section and regulations shall, subject to the provisions of the Act and any regulations made thereunder, apply mutatis mutandis to an appeal under this Act;

“tree” includes palms, timber, shrubs, brushwood, bushes of all kinds, seedlings, saplings and re-shoots of all ages, all wood whether cut up or fashioned for any purpose or not, and part of a tree, whether dead or alive.

“protected area” means any part thereof declared by proclamation to be a protected area.

3. The Minister if satisfied that it is necessary and expedient to regulate the lighting of fires in any area in Seychelles may by order declare that area to be protected area for the purposes of this Act.

4. No person shall light or cause or authorize to be lighted a fire or charcoal pit in any forest, plantation or field in a protected area for any purpose whatsoever unless he holds a written permit, hereinafter referred to as a burning permit, from the Chief Agricultural Officer or any person duly authorized by him in writing authorizing him to do so.

5. In the event of a fire or charcoal kiln being lit in a protected area with or without a burning permit, which results in any tree being destroyed, no person shall without permission from the Chief Agricultural Officer or any person duly authorized by him in writing, remove or cause or authorize to be removed any tree from the burnt area, or replant the land except as authorized by the Chief Agricultural Officer or any person duly authorized by him in writing.

6. (1) A burning permit shall be in the form set out in the schedule hereto.

(2) It shall be in the discretion of the Chief Agricultural Officer or any person duly authorized by him in writing to grant, cancel, refuse or restrict a burning permit:

Provided that any person feeling aggrieved by the decision of the Chief Agricultural Officer or any person duly authorized by him in writing may appeal to the Agricultural Appeals Tribunal whose decision shall be final.

7. Any person found guilty of an offence under section 4 or 5 shall be liable on conviction to a fine not exceeding one thousand rupees and imprisonment not exceeding one year

SCHEDULE

FORM OF BURNING PERMIT GRANTED UNDER
SECTION 6 OF THE LIGHTING OF FIRES
(RESTRICTION) ACT)

District Place.....

..... Residing at the above mentioned place is

hereby permitted to burn on his property situate at

.....

This permit is valid for a period of one month.

.....
Chief Agricultural Officer
Or any person duly authorized by him in writing

Place

Date