SEGRETARJAT PARLAMENTARI GĦALL-BIEDJA, SAJD U DRITTIJIET TAL-ANNIMALI

Taqsima tar-Regolamentazzjoni għall-Għasafar Selvaġġi

MALTA

PARLIAMENTARY SECRETARIAT FOR AGRICULTURE, FISHERIES AND ANIMAL RIGHTS

Wild Birds Regulation Unit

Name Surname		Numru tal-Karta tal-Identita'	XXXXXXXX
Address 1		Mowbajl	XXXXXXXX
Address 2			
Locality			
Region		Numru tal-Liċenzja Speċjali	XXXXXXXX

<u>Liċenzja Speċjali għall-Kaċċa tas-Summien fir-Rebbiegħa 2019 (mill-Erbgħa 10 t'April sat-Tlieta 30 t'April)</u>

Din il-liċenzja mhix trasferibbli għall-Kaċċa tas-Summien fir-Rebbiegħa 2019 qed tinħareġ skont id-dispożizzjonijiet tar-Regolamenti tal-2019 dwar il-Konservazzjoni tal-Għasafar Selvaġġi (Dikjarazzjoni dwar Deroga għal Staġun tal-Kaċċa tas-Summien għar-Rebbiegħa 2019) u hija soġġetta għall-provvedimenti stabbiliti fihom u skont il-kondizzjonijiet stipulati fir-Regolamenti dwar il-Konservazzjoni tal-Għasafar Selvaġġi (Qafas Biex Tiġi Permessa Deroga li Tiftaħ l-Istaġun għall-Kaċċa tal-Gamiem u s-Summien fir-Rebbiegħa) (L.S.549.57[1]).

Din il-Liċenzja hija soġġetta għall-kundizzjonijiet li ġejjin:

1. Din il-Liċenzja hija valida biss għall-kaċċa tas-Summien (*Coturnix coturnix*) minn l-Erbgħa 10 t'April sat-Tlieta 30 t'April, iż-żewġ dati inklużi. Il-kaċċa għal għasafar oħra hija pprojbita;
2. Il-persuna liċenzjata tista' tikkaċċja biss **minn sagħtejn qabel tlugħ ix-xemx sa nofsinar** kemm matul il-ġimgħa kif ukoll nhar ta' Sibt, il-Ħdud u l-festi pubbliċi;
3. Il-kaċċa ġewwa l-konfini tal-**Park tal-Majjistral**[2] hija permessa kuljum **minn sagħtejn qabel tlugħ ix-xemx sa nofshinar, <u>minbarra</u> kull nhar ta' Erbgħa u fil-Festi Pubbliċi fejn il-kaċċa hija permessa sal-għaxra ta' filgħodu biss**;
4. M'hemmx kwoti individwali, la tal-ġurnata u lanqas tul l-istaġun;
5. Il-kwota komplessiva għall-kaċċa fir-Rebbiegħa tal-2019 għas-Summien bħala numru totali ta' għasafar li jistgħu jiġu kkaċċjati taħt l-awtorità tal-liċenzji kollha maħruġa flimkien hija ta' 5,000 Summiena;
6. Din il-liċenzja tiskadi u tiġi meqjusa bħala mħassra hekk kif il-Ministru jiddikjara li ntlaħqet il-kwota komplessiva għall-istaġun tal-Kaċċa fir-Rebbiegħa tal-2019. Il-persuna liċenzjata tigi ukoll mgħarrfa b'dik l-iskadenza u r-revoka tal-liċenzja tagħha permezz tas-servizz ta' messaġġi bil-miktub (SMS) fuq in-numru indikat mill-persuna liċenzjata fl-applikazzjoni tagħha għall-liċenzja għall-kaċċa fir-Rebbiegħa tal-2019;
7. Waqt li tkun qegħda għall-kaċċa, il-persuna liċenzjata għandha żżomm fuqha:
    - din il-liċenzja Speċjali għall-Kaċċa fir-Rebbiegħa 2019, maħruġa f'isimha;
    - il-liċenzja ġenerali tal-kaċċa tal-għasafar minn fuq l-art (il-liċenzja f'forma ta' karta tal-identità); u
    - il-ktejjeb tal-kaċċa ittimbrat mill-għaqda għas-sena 2019;
    - il-permess tal-Pulizija għal kaċċa tal-għasafar minn fuq l-art, validu għas-sena 2019.
8. **Immedjatament malli taqbad summiena obbligat tibgħat SMS fuq in-numru 7939 8550 u <u>MHUX fuq in-numru imniżżel fuq il-ktieb tal-kaċċa l-aħdar</u>.** Dan l-SMS irid jindika l-ammont ta' kemm inqabdu summien u jintbgħat minn-numru tal-mowbajl registrat skont li hemm imniżżel fuq il-Liċenzja Ġenerali tal-kaċċatur.

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[1] http://www.justiceservices.gov.mt/DownloadDocument.aspx?app=lom&itemid=11570&l=1
[2] http://justiceservices.gov.mt/DownloadDocument.aspx?app=lp&itemid=28729&l=2

9. **Jekk tonqos milli tiddikjara xi qbadt hemm penali ta' ħamsin Ewro (€50) għal kull summiena li ma tiddikjarax sa massimum ta' €250, iżda jekk in-nuqqas jikkonsisti f'aktar minn 5 summiniet mhux dikkjarati ir-reat m'huwiex punibbli b'penali amministrattiva iżda huwa punibbli skont ir-regolament 27 tar-Regolamenti dwar il-Konservazzjoni tal-Għasafar Selvaġġi (L.S. 549.42[3]);**
10. Il-persuna liċenzjata hija obbligata li dejjem tikkonforma ruħha mad-dispożizzjonijiet tar-regolamenti 4 u 18 tar-Regolamenti dwar il-Konservazzjoni tal-Għasafar Selvaġġi (L.S. 549.42) annessi ma' din il-liċenzja (Anness I) mingħajr preġudizzju għal kull projbizzjoni oħra stabbilita f'dawn l-istess Regolamenti;
11. Din il-liċenzja tiġi sospiża minnufih hekk kif il-persuna tiġi imħarrka b'reat taħt ir-regolament 27 tar-Regolamenti dwar il-Konservazzjoni tal-Għasafar Selvaġġi;
12. Din il-liċenzja u kull liċenzja jew permess tal-kaċċa ieħor tal-persuna liċenzjata tiġi mħassra u tkun mingħajr effett hekk kif il-persuna li jkollha liċenzja tiġi misjuba ħatja ta' reat bi ksur tar-regolament 27 tar-Regolamenti dwar il-Konservazzjoni tal-Għasafar Selvaġġi;
13. Din il-liċenzja hija maħruġa mingħajr preġudizzju lejn id-drittijiet ta' terzi u mingħajr preġudizzju lejn kwalunkwe liġi jew leġislazzjoni oħra u ma teżentax lill-persuna liċenzjata milli tikseb kwalunkwe liċenzja, permess, awtorizzazzjoni jew kull forma oħra ta' kunsens rikjesti minn xi awtorità jew taħt xi liġi oħra;
14. Kwalunkwe persuna li tonqos milli tosserva xi dispożizzjoni tar-Regolamenti dwar il-Konservazzjoni tal-Għasafar Selvaġġi (Qafas Biex Tiġi Permessa Deroga li Tiftaħ l-Istaġun għall-Kaċċa tal-Gamiem u s-Summien fir-Rebbiegħa) (L.S.549.57), u r-Regolamenti tal-2019 dwar il-Konservazzjoni ta' Għasafar Selvaġġi (Dikjarazzjoni dwar Deroga għal Staġun tal-Kaċċa tas-Summien għar-Rebbiegħa 2019) jew il-kontenut ta' din il-liċenzja, jew tonqos milli tikkonforma ruħha ma' xi ordni mogħtija leġittimament skont xi dispożizzjoni ta' dawn ir-regolamenti, jew xi waħda mill-kondizzjonijiet ta' din il-liċenzja, tkun soġġetta għall-prosekuzzjoni u meta tinstab ħatja, teħel il-pieni stabbiliti skont regolament 27 tar-Regolamenti dwar il-Konservazzjoni tal-Għasafar Selvaġġi jew dawk taħt xi liġi jew regolament ieħor applikabbli.

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[3] http://www.justiceservices.gov.mt/DownloadDocument.aspx?app=lom&itemid=11548&l=1

SEGRETARJAT PARLAMENTARI GĦALL-BIEDJA, SAJD U DRITTIJIET TAL-ANNIMALI

Taqsima tar-Regolamentazzjoni għall-Għasafar Selvaġġi

MALTA

PARLIAMENTARY SECRETARIAT FOR AGRICULTURE, FISHERIES AND ANIMAL RIGHTS

Wild Birds Regulation Unit

Special Licence for the Hunting of Quail during the 2019 Spring Hunting Season (from Wednesday 10th April until Tuesday 30th April 2019)

This non-transferable 2019 Spring Hunting Licence is issued in accordance with the Conservation of Wild Birds (Declaration on a derogation for a 2019 Spring Hunting Season for Quail) Regulations, 2019, and is subject to the provisions stipulated therein and to the conditions stipulated in the Conservation of Wild Birds (Framework for Allowing a Derogation Opening a Spring Hunting Season for Turtle Dove and Quail) Regulations (S.L. 549.57[4]).

This Licence is issued subject to the following conditions:

1. This Licence is only valid for the hunting of Quail (*Coturnix coturnix*) from Wednesday 10th April until Tuesday 30th April 2019, both dates included. The hunting of any species other than Quail is prohibited;

2. The holder of this Licence is permitted to hunt from **two (2) hours before sunrise until noon** on weekdays, Saturdays, Sundays and Public Holidays;

3. Hunting within **Majjistral Park**[5] is permitted daily from **two (2) hours before sunrise until noon, apart from Wednesdays and Public Holidays where hunting is permitted until 10am only**;

4. There are no individual daily or seasonal bag limits;

5. The overall seasonal bag limit for the 2019 Spring Hunting Season is 5,000 Quail as the total number of birds which may be hunted under the authority of all issued licences taken together;

6. The validity of the licence shall lapse and the licence shall be considered revoked as soon as the Minister declares that the overall bag limit for the 2019 Spring Hunting Season has been reached. The licensee shall also be immediately informed of such lapse and revocation of his/her licence by means of a text messaging service (SMS) to the number indicated by the licensee in the application for the 2019 Spring Hunting Licence;

7. When the licensee is out hunting, he/she is required to carry on his/her person:

   - this 2019 Spring Hunting Licence, issued on his/her name;
   - the general licence to hunt birds on land (plastic licence card); and
   - the hunting booklet stamped by the hunting organisation for 2019;
   - the police permit to hunt birds on land, valid for 2019.

8. **Immediately after hunting a Quail, the licensed hunter in possession of the Special Licence for Hunting in Spring 2019 is obliged to send an SMS on number 7939 8550 and NOT the number written on the green Hunting Booklet.** This SMS is to contain the amount of quail caught and is to be sent from the registered mobile number as specified on the General Licence card;

9. **If the licensee fails to declare the number of Quail caught s/he will be liable to a fine of fifty Euros (€50) for each undeclared bird up to a maximum of €250, provided that if the failure consists in more than five undeclared birds the offence shall not be subject to an administrative fine but shall**

[4] http://www.justiceservices.gov.mt/DownloadDocument.aspx?app=lom&itemid=11570&l=1
[5] http://justiceservices.gov.mt/DownloadDocument.aspx?app=lp&itemid=28729&l=1

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be punishable in terms of regulation 27 of the Conservation of Wild Birds Regulations (S.L. 549.42[6]**);**

10. The Licensee is obliged to comply at all times with regulations 4 and 18 of the Conservation of Wild Birds Regulations (S.L. 549.42) annexed to this licence (Annex I) without prejudice to any other prohibition laid down in the same regulations;

11. This Licence shall be suspended forthwith if the licensee is charged with an offence under regulation 27 of the Conservation of Wild Birds Regulations;

12. This Licence and any other hunting licence or permit of the licensee shall be revoked and be without any effect upon the licensee being convicted of an offence against regulation 27 of the Conservation of Wild Birds Regulations;

13. This Licence is being granted without prejudice to third party rights and without prejudice to any other law or legislation and does not exempt the holder from obtaining any other licence, permit, authorisation or any other form of clearance required by any authority or under any other law;

14. Any person who fails to comply with any provision of the Conservation of Wild Birds (Framework for Allowing a Derogation Opening a Spring Hunting Season for Turtle Dove and Quail) Regulations (S.L. 549. 57) and the Conservation of Wild Birds (Declaration on a Derogation for a 2019 Spring Hunting Season for Quail) Regulations, 2019, or with the contents of this Licence or with any order lawfully given in terms of any provision of these regulations, or any of the conditions of this licence, shall be liable to prosecution and shall, upon conviction, be liable to the penalties established by regulation 27 of the Conservation of Wild Birds Regulations or any other applicable law or regulation.

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[6] http://www.justiceservices.gov.mt/DownloadDocument.aspx?app=lom&itemid=11548&l=1

Anness I

Regolamenti 4 u 18 tar-Regolamenti tal-2006 dwar il-Konservazzjoni tal-Għasafar Selvaġġi (kif emendati)

4. (1) Mingħajr preġudizzju għad-disposizzjonijiet tar-regolamenti 5, 8 u 9, ebda persuna m'għandha:

(a) tikkaċċja jew tipprova tikkaċċja, tieħu jew tipprova tieħu xi għasfur li huwa protett taħt dawn ir-regolamenti, jekk mhux skond dawn ir-regolamenti u skond il-kundizzjonijiet ta' kull liċenzja li tingħata taħtha;

(b) tikkaċċja jew tipprova tikkaċċja, tieħu jew tipprova tieħu, teqred, tikkawża ħsara jew tneħħi b'kull mod, bejta u bajd tal-għasafar;

(c) tieħu l-bajd mill-istat selvaġġ ta' għasfur li huwa protett taħt dawn ir-regolamenti u żżomm dak il-bajd anki jekk ikun vojt;

(d) intenzjonalment tiddisturba lil xi għasfur li huwa protett taħt dawn ir-regolamenti waqt iż-żmien ta' tnissil u trobbija;

(e) iżżomm lil xi għasfur, kemm ħaj kemm mejjet, jew parti minn xi għasfur, li l-kaċċa jew it-teħid tiegħu huma projbiti taħt dawn ir-regolamenti, ħlief skond id-disposizzjonijiet ta' dawn ir-regolamenti sakemm dan l-għasfur ma jkunx ġie dikkjarat u reġistrat ma' l-Awtorità Kompetenti sal-31 ta' Mejju 2003 u dik il-persuna tkun ingħatat il-permessi, jew ċertifikati mill-Awtorità Kompetenti sabiex iżżomm dak l-għasfur;

(f) iżżomm kull għasfur, kemm ħaj kemm mejjet, jew parti minn xi għasfur mhux imsemmi fl-Iskeda II jew l-Iskeda III ta' dawn ir-regolamenti, sakemm dak l-għasfur ikun ittieħed fi Stat Membru ieħor fejn ikun jista' jittieħed jew jinqabad legalment taħt id-disposizzjonijiet tad-Direttiva tal-Kunsill 79/409/KEE dwar il-Konservazzjoni tal-Għasafar Selvaġġi kif ukoll taħt il-liġijiet ta' dak l-Istat Membru l-ieħor u dan l-għasfur kien miġjub f'Malta wara l-1 ta' Mejju, 2004;

Iżda dik il-persuna għandha żżomm fil-pussess tagħha u għall-perjodu kollu li hija tibqa' fil-pussess tal-kampjun kif provdut fil-paragrafi (e) u (f) ta' dan is-subregolament il-permessi, ċertifikati u dokumenti oħrajn kollha li jippruvaw għas-sodisfazzjon ta' l-Awtorità Kompetenti li dawk il-kampjuni ma kienux miksuba kontra d-disposizzjonijiet ta' dawn ir-regolamenti.

(2) Kull min bi ħsiebu jittrasferixxi jew b'xi mod ieħor jiddisponi minn xi għasfur imsemmi fis-subregolament (1)(e) għandu jagħmel dan wara talba lid-Direttur li għandu, fid-diskrezzjoni tiegħu, jawtorizza bil-miktub dak it-trasferiment jew id-disponiment.

18. (1) Mingħajr preġudizzju għar-regolament 9, l-ebda persuna m'għandha:

(a) waqt l-istaġun magħluq għall-kaċċa tal-għasafar mhux minn fuq il-baħar, tikkaċċja jew tipprova tikkaċċja xi għasfur, jew iġġorr munizzjoni jew arma tan-nar barra l-għata tagħha;

(b) waqt l-istaġun miftuħ għall-kaċċa ta' l-għasafar mhux minn fuq il-baħar, tikkaċċja jew tipprova tikkaċċja xi għasfur mhux inkluż fi Skeda II li tinsab ma' dawn ir-regolamenti;

(c) waqt l-istaġun magħluq għat-teħid ta' għasafar kif jista' jiġi permess skond dawn ir-regolamenti, tieħu jew tipprova tieħu xi għasfur;

(d) waqt l-istaġun miftuħ għat-teħid tal-għasafar kif jista' jiġi permess skond dawn ir-regolamenti, tieħu jew tipprova tieħu xi għasfur minn fuq il-baħar;

(e) waqt l-istaġun magħluq għall-kaċċa tal-għasafar minn fuq il-baħar, iġġorr waqt li tkun fuq il-baħar (minbarra waqt li tkun qiegħda taqsam bejn Malta u Għawdex bit-trasport pubbliku), xi munizzjoni jew arma tan-nar li jkollha liċenzja għat-teħid ta' għasafar;

(f) waqt l-istaġun miftuħ għall-kaċċa tal-għasafar minn fuq il-baħar;

(i) tikkaċċja jew tipprova tikkaċċja, minn fuq il-baħar, xi għasfur li mhux inkluż fit-taqsima B tal-Iskeda II li tinsab ma' dawn ir-regolamenti;

(ii) tikkaċċja jew tipprova tikkaċċja minn fuq il-baħar:

(aa) f'medda ta' tlett kilometri, jew inqas, mill-kosta minn fuq xi dgħajsa jew opra tal-baħar, jew

(bb) lil hinn minn tlett kilometri mill-kosta minn fuq dgħajsa jew opra tal-baħar li tkun qed tinsaq b'iżjed minn 5 kilometri fis-siegħa:

Iżda fil-baħar miftuħ, jista' jiġi awtorizzat għall-kaċċa, għal raġunijiet ta' sigurtà, l-użu ta' dgħajsa jew opra tal-baħar b'veloċità massima ta' 18-il kilometru fis-siegħa;

(iii) iġġorr fuq il-baħar, f'distanza ta' tlett kilometri mill-kosta, arma tan-nar li tkun liċenzjata għall-kaċċa tat-tjur li tkun ikkargata, jew li għandha l-iskrataċ fil-kompartiment tal-iskrataċ tagħha, jew li tkun tinsab barra mill-għata tagħha;

(iv) tikkaċċja jew tipprova tikkaċċja minn fuq xi opra tal-baħar li ma tkunx reġistrata ma' l-awtoritajiet kompetenti;

(v) tikkaċċja jew tipprova tikkaċċja minn fuq xi opra tal-baħar sakemm ma jkollhiex liċenzja mill-Kummissarju għal dak l-iskop;

(vi) tkun fil-pussess, waqt li tkun fuq il-baħar, ta' xi għasfur, mejjet jew ħaj, jew ta' xi parti ta' għasfur, mhux inkluż fit-taqsima B tal-Iskeda II li tinsab ma' dawn ir-regolamenti u persuna li tinstab fil-pussess ta' xi għasfur jew parti ta' għasfur mhux inkluża fit-taqsima B tal-Iskeda II tiġi preżunta li hija tkun ikkaċċjat, qabdet jew ħadet dak l-għasfur bi ksur ta' dawn ir-regolamenti, sakemm ma jiġix ippruvat il-kuntrarju;

(vii) li tvara, u ttella' fuq l-art, opri tal-baħar użati għall-kaċċa tal-għasafar minn fuq il-baħar minbarra minn dawk il-postijiet indikati fil-liċenzja msemmija fis-subparagrafu (v) ta' dan il-paragrafu;

(g) ebda persuna m'għandha, waqt li tkun f'xi vettura jew fuq xi mezz ta' l-ajru, ikollha pussess ta' arma tan-nar ikkargata jew barra mill-għata tagħha, jew tmur iddur għal xi għasfur, jew tikkaċċja jew tipprova tikkaċċja, tieħu jew tipprova tieħu xi għasfur.

(2)

(a) Ebda persuna m'għandha ġġorr arma tan-nar, kemm jekk ikkargata kemm jekk mhix, li ma tkunx fl-għata tagħha, jew jispara xi arma tan-nar, waqt li hija tkun inqas minn 200 metru minn xi belt jew raħal, jew żona abitata oħra jew xi waħda mix-xtajtiet elenkati fl-Iskeda VII, jew f'medda ta' 50 metru minn toroq prinċipali jew arterjali:

Iżda din id-distanza ta' 50 metru ma tkunx tapplika fil-każ ta' toroq sekondarji u mogħdijiet fil-kampanja:

Iżda wkoll is-senter m'għandux ikun immirat fid-direzzjoni tat-triq, kemm jekk din tkun prinċipali, arterjali, sekondarja jew mogħdija fil-kampanja.

(b) Ebda persuna m'għandha jkollha arma tan-nar li jkollha liċenzja għall-kaċċa tat-tjur, li jkollha kompartiment tal-iskrataċ li jista' jżomm aktar minn żewġt iskrataċ fl-istess ħin.

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Annex I

Regulations 4 and 18 of the Conservation of Wild Birds Regulations, 2006 (as amended)

4. (1) Without prejudice to the provisions of regulations 5, 8 and 9, no person shall:

(a) hunt or attempt to hunt, take or attempt to take any bird which is protected under these regulations, other than in accordance with these regulations and with the conditions of any licence granted thereunder;

(b) hunt or attempt to hunt, take or attempt to take, destroy, damage or remove by any means, any bird nest and eggs;

(c) take the eggs in the wild of any bird which is protected under these regulations and keep these eggs even if empty;

(d) deliberately disturb any bird which is protected under these regulations during the period of breeding and rearing;

(e) keep any bird, whether alive or dead, or part of any bird, the hunting or taking of which is prohibited under these regulations, other than in accordance with these regulations unless such bird has been declared and registered with the competent authority by the 31st May 2003 and such person has been given the permits, or certificates by the competent authority to keep such bird;

(f) keep any bird, whether alive or dead, or part of any bird not mentioned in Schedule II or Schedule III, unless such bird was taken in another Member State where it may be lawfully hunted or captured under the terms of Council Directive 79/409/EEC on the Conservation of Wild Birds and under the legislation of that other Member State and such bird has been brought into Malta after the 1st May, 2004.

Provided that such person shall retain in his possession and for such time as he remains in possession of the specimen as provided for in paragraphs (*e*) and (*f*) all permits, certificates and any other documents that prove to the satisfaction of the competent authority that such specimen was not obtained in contravention of these regulations.

(2) Whosoever intends to transfer or otherwise dispose of any bird referred to in subregulation (1)(*e*) shall do so upon request being made to the Director who shall, in his discretion, authorize in writing such alienation or disposal.

18. (1) Without prejudice to regulation 9, no person shall:

(a) during the closed season for the hunting of birds not at sea, hunt or attempt to hunt any bird, or carry ammunition or a fire-arm outside its case;

(b) during the open season for the hunting of birds not at sea, hunt or attempt to hunt any bird not included in Schedule II;

(c) during the closed season for the taking of birds as may be permitted in accordance with these regulations, take or attempt to take any bird;

(d) during the open season for the taking of birds as may be permitted in accordance with these regulations, take or attempt to take any bird at sea;

(e) during the closed season for the hunting of birds at sea, carry while at sea (other than while crossing between Malta and Gozo by public transport), any ammunition or any fire-arm licensed for taking birds;

(f) during the open season for the hunting of birds at sea:

(i) hunt or attempt to hunt, at sea, any bird which is not included in Part B of Schedule II;

(ii) hunt or attempt to hunt at sea:

(aa) within, or less than, three kilometers from the coastline, from a boat or any sea-craft, or

(bb) beyond three kilometers from the coast from a boat or sea-craft which is being driven at more than 5 kilometers per hour:

Provided that on the open sea, for safety reasons, the use of a boat or sea-craft with a maximum speed of 18 kilometers per hour may be authorized for hunting;

(iii) carry at sea, within a distance of three kilometers from the coastline, a fire-arm licensed for hunting game which is loaded, or has cartridges in the magazine, or is out of its case;

(iv) hunt or attempt to hunt from any sea-craft which is not registered with the competent authorities;

(v) hunt or attempt to hunt from any sea-craft unless in possession of a licence for that purpose from the Commissioner;

(vi) be in possession, while at sea, of any bird, dead or alive, or part of any bird, not included in Part B of Schedule II and any person who is found in possession of any bird or part of any bird not included in Part B of Schedule II will be presumed to have hunted, caught or taken such bird in violation of these regulations, unless the contrary is proved;

(vii) launch, and haul on land, sea-craft used for hunting birds at sea other than from those places indicated in the licence mentioned in subparagraph (v);

(g) no person shall, while in or on any motor vehicle or aircraft, be in possession of any fire-arm which is loaded or outside its case, or go in pursuit of any bird, or hunt or attempt to hunt, take or attempt to take any bird.

(2)

(a) No person shall carry a fire-arm, whether loaded or not, that is not in its case, or discharge any fire-arm, while within 200 meters from any town or village, or other inhabited area, or any of the beaches listed in Schedule VII, or within a distance of 50 meters from main or arterial roads:

Provided that this distance of 50 meters shall not apply in the case of secondary roads and country lanes:

Provided further that the fire-arm is not aimed in the direction of the road, whether main, arterial, secondary or a country lane.

(b) No person shall be in possession of any fire-arm, licenced for hunting game, which has a magazine capable of holding more than two shots at any time.

SPECIMEN