

**SUPPLEMENT** to the Solomon Islands GazetteTuesday 25<sup>th</sup> November, 2008

S.I. No.43

[Legal Notice No. 77]

**THE ENVIRONMENT REGULATIONS 2008****Arrangement of Regulations****Part 1 - Preliminary**

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**ENVIRONMENT ACT 1998  
(NO.8 OF 1998)**

IN exercise of the powers conferred upon me by section 55 of the Environment Act, I make these Regulations –

**PART 1 - PRELIMINARY**

Citation and commencement

1. These Regulations may be cited as the Environment Regulations 2008.

Interpretation

2. In these Regulations, unless the context otherwise requires –

“development application” means a development application required to be submitted under section 17(2);

“EIS” means the environmental impact statement required to be submitted under section 17(2);

“forested area” means an area declared to be a forested area under regulation 9(2);

“PER” means the public environmental report required to be submitted under section 17(2);

“proposal application” means an application for a proposal to carry out a prescribed development made pursuant to section 17(1).

**PART 2 - PREPARATION OF PUBLIC ENVIRONMENTAL REPORT OR ENVIRONMENTAL IMPACT ASSESSMENT**

Guidelines to assist in evaluation of report, etc

3. The Guidelines as prescribed in Form 1 shall apply to assist the applicant in preparing the Public Environmental Report, Environment Impact Statement or any other report as the Director may direct.

4. (1) No person shall undertake, prepare or produce any PER or EIS unless the person is authorized in writing by the Director.

(2) A person who intends to undertake, prepare or produce PER or EIS has the right to apply in writing to the Director.

(3) The Director may authorize a person to undertake, prepare or produce any PER or EIS if the person –

- (a) has the necessary qualification and experience to undertake, prepare and produce any PER or EIS; or
- (b) has written accreditation or approval in another country to undertake, prepare or produce any PER or EIS.

(4) The Director shall not accept or consider any EIS that is prepared by any person not so authorized under this regulation.

Additional matter  
to EIS

5. In addition to the requirements of section 23 of the Act, the EIS shall –

- (a) include the social impact on the surrounding communities where the prescribed development is to be located;
- (b) ensure public participation in the prescribed development;
- (c) spell out employment opportunities for Solomon Islanders and in the case where the prescribed development is to be undertaken in a rural area, employment opportunities for members of the surrounding communities;
- (d) provide demographic impact assessment;
- (e) provide a health impact assessment;
- (f) provide a gender impact assessment;
- (g) provide a noise impact assessment; and
- (h) state whether any of the above would have short term or long term harmful effects on the environment.

**PART 3 - APPLICATIONS FOR PRESCRIBED DEVELOPMENT**

*Division 1 - General*

6. (1) A developer shall submit a proposal application pursuant to section 17(1) of the Act in the form approved as such by the Minister together with the prescribed fee. <sup>Proposal application</sup>

(2) Before a developer makes a proposal application, the developer may first seek the written advice of the Director on whether a PER or an EIS will be required to be submitted with his development application.

(3) The Director shall within 10 working days advise the developer on a request made under subregulation (2).

7. (1) When the Director receives a proposal application, the Director shall, within 15 working days of receiving the application, require the developer to submit – <sup>Development application</sup>

(a) the development application and the PER for the proposed development; or

(b) the development application and the EIS for the proposed development.

(2) A development application shall be prepared and submitted in Form 2, as set out in Schedule 1 together with the prescribed fee.

(3) The PER or the EIS shall be prepared in Form 3 as set out in Schedule 1

(4) The Director shall not accept any development application unless –

(a) the PER or the EIS is attached to the development application;

(b) the development is exempt pursuant to section 17(4); or

(c) the PER or the EIS is not required pursuant to section 17(5).

- 8.** (1) When the Director receives a development application, the Director shall –
- (a) process the application within 10 working days to determine the nature of the proposal and whether the PER or the EIS complies with the requirement of the Act;
  - (b) within 5 working days of making a decision under paragraph (1), inform the developer whether or not the application and the PER or EIS satisfies the Act;
  - (c) if the application and the PER or EIS does not comply with the Act, allow the developer to provide further information or documents in relation to the application and the PER or EIS;
  - (d) if the PER or the EIS complies with the Act, publish the PER or EIS, within 5 working days of making such decision under paragraph (b);
  - (e) after undertaking the public consultation required under section 22 on the PER or section 23 on the EIS, determine the application within 15 working days;
  - (f) if the application for development consent is refuse, inform the developer within 5 working days of making the decision, including the reasons for refusing the consent;
  - (g) if the application for development consent is approved, inform the developer within 5 working days of making such decision.
- (2) The Director may, with written consultation with the developer, extend the times specified under subregulation (1).

9. (1) The Director may dispense a development from the requirements of section 17(2) only on any of the following grounds – Power to dispense requirements of section 17

- (a) if the Director is satisfied that the short-term and long-term impact of the prescribed development will be trivial or negligible;
  - (b) there is already in existence an Environmental Impact Statement produced in respect of the same prescribed development and the Director is satisfied that the exercise of his or her power under the said section would not be harmful to the environment;
  - (c) if the anticipated impact of prescribed development will not adversely affect forested areas and services;
  - (d) if the anticipated impact of prescribed development will not adversely affect coastal zones or the marine environment; or
  - (e) the prescribed development does not fall into the category of construction, infrastructure, agriculture or mining.
- (2) The Minister may, in consultation with the Minister responsible for forests, declare, by notice in the Gazette, any area as a forested area for the purpose of these Regulations.

***Division 2 - Processing of Development Applications where PER or EIS is dispensed with***

10. If the Director decides that PER or EIS should be dispensed with under section 17(4), the Director shall, in addition to matter to be considered under section 17(5), take into account the following factors – Matters to take into account

- (a) for activities of a kind affecting a location for which specific guidelines are in force under this regulation, the factors referred to in those guidelines; or

- (b) for any other activities, the following factors –
- (i) any environmental impact on a community;
  - (ii) any transformation of a locality;
  - (iii) any environmental impact on the ecosystem of the locality;
  - (iv) any reduction of the aesthetic, recreational, scientific or other environmental quality or value of a locality;
  - (v) any effect on a locality, place, building having aesthetic, anthropological, archeological, architectural, cultural, historical, scientific or social significance or other special value for present or future generations;
  - (vi) any impact on the habitat, both marine and terrestrial;
  - (vii) any endangering of any species of animal, plant or other form of life, whether living on land or water;
  - (viii) any long term impact on the environment;
  - (ix) any degradation of the quality of the environment;
  - (x) any reduction in the range of beneficial uses of the environment;
  - (xi) any pollution of the environment;
  - (xii) any environmental problems associated with the disposal of waste;
  - (xiii) any increased demands on the resources (natural or otherwise); and
  - (xiv) any cumulative environmental effect with other existing or likely future activities.
- (c) the environmental record of the applicant or other persons to be involved in the development, including details of any proceedings under any laws of Solomon Islands or any other country relating to the protection of the environment or the conservation and sustainable use of any natural resources for which the applicant or that person is a party; or
- (d) for a corporation that is an applicant, the details of the corporation's environmental policy and planning framework, including its directors.



(2) For purposes of this regulation, the Director may, establish guidelines for the factors to be taken into account when consideration is given to the likely impact of the proposed prescribed development on the environment, in relation to such development generally or in relation to any particular development or particular location.

***Division 3 - Processing of Development Applications where PER or EIS is needed***

**11.** (1) Where the Director has received the development application and the relevant PER or EIS and other information or documents required by the Director from the applicant, the Director shall within 30 days of receipt of the same, bring or cause to be brought to the notice of the public and as the case may require, the following –

Notice of application

- (a) if the proposed prescribed development is to be undertaken in a rural area, the communities within that rural area;
- (b) the provincial government of the province in which the proposed prescribed development is to be undertaken;
- (c) any other relevant organization whom the Director believes would provide useful contribution to the proposed prescribed development; and
- (d) any other persons whom the Director believes may or likely to be affected by the proposed prescribed development.

(2) The notice of the application shall be published in a newspaper that is published regularly in Solomon Islands; in the communities where the proposed prescribed development is to be undertaken in rural area, the notice shall be posted at public places in the communities in which the proposed prescribed development is to be undertaken or in such manner as the director shall think appropriate.

(3) The Notice shall be as prescribed in Form 4 and shall include amongst other things a date and venue for a meeting to be convened by the Director to receive representations from stakeholders;

(4) Prior to the meeting the Director shall make available to the public and in particular, in the communities, if the proposed development is to be undertaken in a rural area, copies of the Public Environmental Report or the Environmental Impact Statement as the case may be. Any cost associated with the publication of the Notice, Public Environmental Report or the Environmental Impact Statement shall be borne by the applicant.

Meetings to  
consider application

**12.** (1) At the meeting convened by the Director pursuant to regulation 10 –

- (a) the Director shall explain the contents, recommendations or findings of the Public Environment Report or the Environmental Impact Statement;
  - (b) any person, Provincial Government or organization may make oral or written representation to the Director and the Director shall receive or record any such representation; and
  - (c) the Director shall record the proceedings of the meeting.
- (2) The Director shall, at the meeting receive and consider any objection in relation to the application.

considerations of  
objections and sub-  
missions

**13.** The Director may, following the publication of the PER, receive and consider any objection, if the objection –

- (a) is in writing;
- (b) states the interest that the person making the objection claims to have in relation to the proposed prescribed development; such interest not being limited to economic or proprietary interest; and
- (c) states clearly the nature of the objection that is being made to the development; and
- (d) provides sufficient details of the grounds upon which the objection is based.

14. (1) The Director may issue a Development Consent to an application if the Director is satisfied that –

Matters to be taken into account by Director before issuing development consent

- (a) the finding or recommendation of the Public Environmental Report or the Environmental Impact Statement as the case may be, supports the proposed prescribed development;
- (b) that the proposed prescribed development will be carried out in a manner which is consistent with all relevant environmental policies and regulations;
- (c) all reasonable steps will be taken to minimize any risk of environmental harm, as a result of the prescribed development;
- (d) the proposed prescribed development will not contravene any relevant environmental obligation under any international treaty, convention or instrument to which Solomon Islands is a party; and
- (e) the applicant will abide by the conditions of the development consent.

(2) No approval shall be given to an applicant if all of the criteria specified in regulation 14(1) are not met.

(3) The development consent shall be issued in Form 5.

15. In issuing a Development Consent to the applicant, the Director may impose any of the following conditions –

Conditions to be imposed on development consent

- (a) installation and operation of certain plant or equipment within a certain time;
- (b) the taking of certain action to minimize the risk of environmental harm;
- (c) at the cost of the developer, installation of monitoring equipment, carrying out a specified monitoring programme and reporting on its progress;
- (d) preparation and carrying out of an environmental programme;
- (e) provision of reports on any matter specified by the Director;

- (f) undertaking an audit at periodic intervals;
- (g) preparation and lodgment of a plan for emergency response in relation to accidental release of contaminants or risk of other emergency;
- (h) provision of information reasonably required by the Director for the administration and enforcement of the Act;
- (i) conducting baseline studies or surveys and reporting the results prior to commencing the operations; and
- (j) rehabilitation of the affected area.

Publication of decisions

**16.** (1) When the Director has made a decision on a development application, the Director shall publish the decision in a newspaper having wide circulation in Solomon Islands.

(2) The date of publication of the decision under subregulation (1) is the date of publication for the purpose of an appeal under section 32(1) of the Act.

(3) Subject to subregulations (1) and (2), the Director may publish the decision in other forms of public notices as the Director may approve.

Mitigating costs

**17.** Any costs incurred by the developer in mitigating any adverse environmental impact shall be paid by the developer.

#### **PART 4 - APPEALS PROCEDURES**

Grounds for appeal

**18.** (1) An appeal under section 32(1) of the Act may be made on the grounds, that the decision of the Director was –

- (a) inconsistent with any provision of the Act;
- (b) inconsistent with the finding or recommendation of the Public Environmental Report or Environmental Impact Statement;
- (c) inconsistent with any international treaty, convention or regional arrangement to which Solomon Islands is a party to; or
- (d) the prescribed development is to be undertaken on customary land, the said development is not supported by the majority of the legitimate customary landowners, as determined by the chiefs in accordance with the Local Court Act (Cap. 19).

- (2) The fee for notice of appeal is set out in Schedule 1.

#### PART 5 - CONTROL OF POLLUTION

**19.** Premises set out in Schedule 1 are prescribed for the purposes of Prescribed premises Part IV of the Act.

**20.** (1) A person who occupies a prescribed premises may apply Application for license to discharge waste, et in Form 6 (accompanied by the prescribed fee) to the Director for a license authorizing the person to discharge waste, emit noise, odour or electromagnetic radiation from a prescribed premises.

- (2) The application shall be accompanied by the following information –

- (a) the type of waste, substance or material that is to be discharged or emit;
- (b) the type of equipment or facilities that are required to be used in the discharge of waste or emission of noise, odour or electromagnetic radiation and its installation;
- (c) the length of time needed of the activity;
- (d) measures or actions to be taken in the event that there is a discharge of waste or emission of noise, odour or electromagnetic radiation into the environment;
- (e) a letter of support from the relevant Provincial Government or the Honiara City Council as the case may require.

- (3) When the Director receives an application, the Director –

- (a) shall, within 30 working days of receiving the application, inform the applicant in writing whether or not the application complies with the requirements of section 39 of the Act;
- (b) may, require any additional information, plans, documents or specifications; and
- (c) shall not consider the application unless all requirements are met by the applicant.

(4) The Director shall published a notice of the application in the Gazette setting out –

- (a) the prescribed particulars of the application to which it relates; and
- (b) an invitation to any person or public authority to make submissions on whether or not the application should be approved.

Applicant to  
produce PER or  
EIS

**21.** (1) The Director shall require the applicant to finance and produce a Public Environmental Public Report or an Environment Impact Statement Report in Forms 3 and 4 respectively.

(2) The report or statement shall be submitted to the Director within 90 working days after receipt of the advice under regulation 20(3).

(3) The Public Environmental Report or the Environment Impact Statement shall be a public document and the Director shall make available copies of the same to the public and in particular shall be posted in public places in communities in respect of which the application is made.

Notice of the  
application and  
meeting

**22.** (1) Upon receipt of the Public Environmental Report or the Environment Impact Statement, the Director shall convene a meeting to discuss the subject matter of the application.

(2) The venue for such meeting shall be –

- (a) where the location of the proposed activity is in a rural area, in a community within that area; or
- (b) where the location is in an urban centre, at a place to be determined by the Director.

(3) The Director or his or her nominee shall, at the meeting convened for that purpose ensures that persons attending the meeting have a fair understanding of the contents of the Public Environmental Report or the Environment Impact Statement, in particular the finding or recommendation of both documents. The Notice for convening the meeting shall be as prescribed in Form 7.

(3) The proceedings of the meeting shall be recorded by a person to be approved by the Director.

(4) The Director shall receive both oral and written submission from any person in relation to the application.

23. (1) The Director may, within 10 working days, issue a license in Form 8 if – Issuance and amendment of license

- (a) there is no objection is made on the application; or
  - (b) the issuing of license to discharge waste would be consistent with the finding or recommendation of the Public Environmental Report, the Environment Impact Statement, the recommendation of the Environment and Conservation Division or submissions received from the public.
- (2) The Director may, on application, amend the license if –
- (a) the discharge or emission will be carried out in a manner which is consistent with all relevant environmental policies;
  - (b) all reasonable steps will be taken to minimize any risk of environmental harm as a result of the discharge;
  - (c) the amendment will not contravene any environmental obligation under any international treaty, convention or arrangement to which Solomon Islands is a party; and
  - (d) the Director is satisfied that the applicant will comply with the amendment.

24. The Director shall not issue any license under this Part if the Director is of the view that – Director not to issue license without PER or EIS

- (a) th PER or the EIS did not support the application, or
- (b) the discharge of waste, noise, odour, radiation or other forms of pollution is inevitable; or
- (c) the discharge of waste or emission of noise, odour or electromagnetic radiation would be harmful to the environment; or
- (d) the license should not be issued.

- Abatement notices      **25.** An Abatement Notice served on an occupier of a premises or property shall be in Form 9.
- Stop notices      **26.** (1) A stop notice issued by an Inspector under section 45 shall be in Form 10 and shall be issued after consultation with the Director.
- (2) For the purposes of these Regulations the service of all documents shall be personal service.
- Fees      **27.** (1) The fees payable for the purpose of the Act are set out in Schedule 1.
- (2) The full cost of the preparation and publication of any public environmental report or the environmental impact statement shall be borne by the applicant or the developer as the case may be.
- (3) Notwithstanding anything in these Regulations, the Minister may require that the applicant or the developer to meet any costs incurred in the independent assessment of any public environmental report or environmental impact statement required to be submitted under the Act.
- (4) Prior to arranging any independent assessment as required under regulation 23 (3), the Director shall, so far as is practicable, determine the cost of the assessment and advise the developer accordingly.
- (5) A developer who is unwilling to pay the cost of an independent assessment under the preceding subregulation may give written notice to the Director of the withdrawal of the application to which the assessment would have related.
- (6) Costs incurred pursuant to section 31 in monitoring a development shall be paid by the developer on the following basis –
- (a) where the monitoring is done by an Environmental Inspector, at the rate of \$100 an hour; or
- (b) where the Director determines that the monitoring is to be done by an independent person or body, at actual cost charged by that person or body.
- Forms      **28.** The forms required for the purpose of the Act are set out in Schedule 2.
- Amendment to the second Schedule to the Act      **29.** The Second Schedule to the Act is amended in item 6 (CHEMICAL INDUSTRY) adding the following new paragraph –
- “(e) manufacturing, processing, keeping, distributing, conveying, using, selling or disposing of chemical or chemical waste, including any related act”



SCHEDULE 1  
(Regulation 19)

PRESCRIBED PREMISES

The following premises are prescribed for the purposes of Part IV of the Act –

- (a) Nightclubs;
  - (b) Processing and manufacturing of food, including canneries;
  - (c) Chemical industries;
  - (d) Major waste disposal plants and premises;
  - (e) Waste management and disposal system;
  - (f) Leather, paper, textile and wood industries;
  - (g) Iron, steel and other metal industries;
  - (h) Installations for manufacture of cement;
  - (i) Extractions of minerals and mining;
  - (j) Petroleum product storage and processing works;
  - (k) Intensive fish and aqua-farming;
  - (l) Industrial installations for production of electricity;
  - (m) Brewing and malting;
  - (n) Harbours and port installations;
  - (o) Shipyards;
-

SCHEDULE 1  
(Regulation 27)

PRESCRIBED FEES

No.	Subject-matter	\$
1	Proposal application	200.00
2	Development application	200.00
3	Application for license (section 39)	200.00
4	Notice of appeal	200.00
5	Processing of PER	200.00
6	Processing of EIS	200.00
7	Search fee (section 28)	200.00
8	Amendment of license (section 41(2))	150.00
9	Development consent for food industries	8,000.00
10	Development consent for iron and metal industries	10,000.00
11	Development consent for logging operations	10,000.00
12	Development consent for mining	10,000.00
13	Development consent for Agriculture	10,000.00
14	Development consent for estate development	5,000.00
15	Development consent for residential	2,000.00
16	Development consent for fishing and marine products	10,000.00
17	Development consent for leather, paper, textile	10,000.00
18	Development consent for chemical industry	10,000.00
19	Development consent for tourism industry	10,000.00
20	Development consent for public works	10,000.00
21	Development consent for industrial estate	8,000.00
22	Development consent for petroleum products storage/works	8,000.00
23	Development consent for ports/harbours	10,000.00
24	Development consent for infrastructure	5,000.00
25	Development consent for airport/aerodrome development	8,000.00
26	Development consent for waste disposal plant	8,000.00

SCHEDULE 2  
(Regulation 28)

PRESCRIBED FORMS

Form 1

SECTION 29 - GUIDELINES TO ASSIST IN PREPARATION OF PUBLIC ENVIRONMENTAL REPORT OR ENVIRONMENT STATEMENT etc.

**1. General Information**

The background of the prescribed development should include:

- (a) the name of the proposed prescribed development
- (b) the full name and postal address of the designated proponent;
- (c) a clear outline of the object of the prescribed development;
- (d) the location of the proposed prescribed development
- (e) the background to the development of the proposed prescribed development
- (f) how the proposed prescribed development relates to other existing developments (which the applicant should reasonably be aware) or which have been approved in the same location.
- (g) the current status of the prescribed development
- (h) the consequence of not proceeding with the prescribed development

**2. Description**

A description of the prescribed development, including:-

- (a) all the components of the proposed prescribed development
- (b) the precise location of any works to be undertaken, structures to be built or elements of the proposed prescribed development that may have relevant impacts.
- (c) how the works are to be undertaken and design parameters for those aspects of the structures or elements of the proposed prescribed development that may have relevant impacts.
- (d) relevant impacts of the proposed prescribed development
- (e) proposed safeguards and mitigation measure to deal with relevant impacts of the proposed prescribed development
- (f) any other requirements for approval or conditions that apply, or that the applicant reasonably believes are likely to apply to the proposed prescribed development
- (g) to the extent reasonably practicable, any feasible alternatives to the action, including:-
  - (i) if relevant, the alternative of not approving the application
  - (ii) a comparative description of the impacts that alternative development might have on the environment
  - (iii) matters protected by controlling provisions for the proposed prescribed development to make clear why any alternative development is preferred to another.
- (h) any consultation about the proposed prescribed development, including:
  - (i) any consultation that has already taken place
  - (ii) proposed consultation about any relevant impacts of the proposed prescribed development
  - (iii) if there has been consultation about the proposed prescribed development, any documented response to, or result of such consultation.

- (i) identification of affected parties, including a statement mentioned any communities that may be affected and a summary description of their views.
3. **Environment likely to be Affected by the Proposed Prescribed development**
- (a) a description of the affected area that refers, as appropriate, to the relevant map
- (b) a description of important features of the proposed prescribed development and the affected area, including (if relevant to the area in which the proposed prescribed development is to be located) information about:-
- (i) soil and vegetation characteristics
  - (ii) water flows including rivers, creeks and impoundments
  - (iii) the presence of outstanding natural features, including caves
  - (iv) gradient
  - (v) any building or other infrastructure
  - (vi) any marine areas
  - (vii) kind of fauna in the area
  - (viii) the current state of the environment in the area, including information about the extent of erosion, whether the area is infested with weeds or feral animals and whether the area is covered by native vegetation or crops.
- (c) whether the area in which the proposed prescribed development is to be located is under customary, leasehold or other tenure.
- (d) current or proposed land uses for the projected area
4. **Relevant Impacts**  
Information given under paragraph 1(d) must include:-
- (a) a description of the relevant impact of the proposed prescribed development
  - (b) a detailed assessment of the nature and extent of the likely short term and long term relevant impacts
  - (c) a statement whether any relevant impacts are likely to be known, unpredictable or irreversible
  - (d) analysis of the significance of the relevant impacts
  - (e) any technical data and other information used or needed to make a detailed assessment of the relevant impacts.
5. **Proposed Safeguards and Mitigation Measures**  
Information given under paragraph 2 (e) must include:-
- (a) a description, an assessment of the expected or predicted effectiveness of, the mitigation measures
  - (b) any statutory or policy basis for the mitigation measures
  - (c) the costs of the mitigation measures
  - (d) an outline of an environmental management plan that sets out a framework for continuing management, mitigation and monitoring programs for the relevant impacts of the proposed prescribed development, including any provision for independent environmental audit.
6. **Other Approvals and Conditions**  
Information given under paragraph 2(f) must include :-
- (a) detail of any Honiara City or Provincial Government planning scheme, or plan under any Honiara City or Provincial Government planning system that deals with the proposed prescribed development, including:-

- (i) what environment assessment of the proposed prescribed development has been, or is being carried out under the scheme, plan or policy; or
  - (ii) how the scheme provides for the prevention, minimization and management of any relevant impacts.
- (b) a description of any approval that has been obtained from a Provincial Government or relevant authority (other than an approval under the Act), including any conditions that apply to the proposed prescribed development;
  - (c) a statement identifying the additional approval that is required; and
  - (d) the description of the monitoring, enforcement and review procedures that apply or are proposed to apply to the proposed prescribed development.

**7. Information Sources**

For information given in a draft public environmental report or environmental impact statement, the draft must state:--

- (a) the sources of the information;
- (b) how recent the information is;
- (c) how the reliability of the information was tested; and
- (d) what uncertainties (if any), are in the information.

SECTION 17 - APPLICATION FOR DEVELOPMENT CONSENT

(some information about nature of development and environmental characteristics needed here)

1. Name of Applicant: ..... Ph .....  
Address: ..... Fax .....

Contact Person: ..... Official Designation .....  
Address: .....

Ph: ..... Fax: .....

2. Type or class of prescribed development (construction, manufacturing, agriculture, food processing, mining, fishing related, forestry or forestry related) Brief project description

.....  
.....  
.....

3. Is the application in respect of an existing development? (if yes, provide a summary of the existing prescribed development)

.....  
.....  
.....

4. State where the proposed prescribed development is to be located.  
Name of Community .....  
(if the proposed prescribed development is to be located in a rural area)  
Province/Honiara .....

5. Attachments –  
(a) PER; or  
(b) EIS;  
(c) State whether development is exempt or PER or EIS not required

.....

This application is made this                      day of                      20.....

.....  
Signature of Applicant

OFFICIAL USE ONLY







SECTION 24 - DEVELOPMENT CONSENT

PURSUANT to an application for development dated (insert date), this DEVELOPMENT CONSENT is issued to ..... to undertake the approved prescribed development in terms of section 24 of the Environment Act.

This approved prescribed development is ..... and is located at ..... Province/Honiara City

The following conditions shall APPLY in addition to the conditions prescribed in these Regulations and in the Act

- 1. This Development Consent is valid until such time as the above mentioned approved prescribed development is completed.
- 2. The holder of this Development Consent shall not undertake or cause to be undertaken any other development other than that
- 3. This Development Consent is non-transferable
- 4. The holder of this Development, its agent, servants or officers shall permit the Director or Inspectors unhindered entry to any premises or location in which the prescribed development is situated and shall provide any assistance as the Director or Inspector may require.
- 5. The Director may at any time, vary or remove any conditions or restriction to this consent by notice in writing served on the holder of this consent.
- 6. The holder shall conduct the approved operations under the development consent only within the area of land specified herein.
- 7. The holder shall conduct the approved operations under the consent in a manner that complies with the conditions of this consent, the Environment Management Plan, the Act and subsidiary legislation made under the Act.
- 8. .... (add other conditions) .....

Issued at ..... this ..... day of ..... 20....

Director  
Environment and Conservation Division

SECTIONS 39 - APPLICATION FOR A LICENSE TO DISCHARGE WASTE OR EMIT NOISE, ODOUR OR ELECTROMAGNETIC RADIATION

1. Name of Applicant ..... Ph .....  
Address ..... Fax .....

Contact Person: ..... Official Designation .....  
Address .....

Telephone .....  
Fax .....

2. Application to:  
(a) discharge waste: (Yes/No)  
(b) emit odour (Yes/No)  
(c) emit noise (Yes/No)  
(d) emit electromagnetic radiation (Yes/No)

3. Where "yes", provide a detail summary  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....

4. *(if space provided is not adequate)*  
The premises to be used. Provide a map or a plan of the premises.  
Briefly describe the premises, (the materials used in the construction of the premises)  
.....  
.....  
.....  
.....  
.....  
.....

Dated                      day of                      20 .....

Applicant

This application for a License received this ..... day of 20 ....  
 Payment of Application Fee of ..... dollars \$ .....

Director  
 Environment and Conservation Division  
 Department of Forestry, Environment and Conservation

Form 7

NOTICE OF MEETING

*TAKE NOTICE that an application has been received by ..... (name of Applicant) ..... of ..... (address) ..... to discharge waste/emit noise, odour or electromagnetic radiation, (cross out ones that do not apply).*

The Director will convene a public meeting to receive representation from the public and persons who may be affected or who are likely to be affected by such discharge or emission into the environment.

Meeting will be held at ..... (venue), Province/Honiara on the ..... day of ..... day of 20 .....

Important points to take note of

1. Representation may be submitted in writing or orally to the Director at the meeting. Written submission may be submitted to the Director at the office of the Director, Environment and Conservation Office, Department of Forestry Environment and Conservation.
2. Public Environmental Report/Environmental Impact Statement will be made available at the Meeting.
3. Enquiries regarding this Notice should be directed to the Director, Environment and Conservation.

Tel ..... Fax .....

Date ..... day of ..... 20 ....

Director  
 Environment and Conservation Department  
 Department of Forestry, Environment and Conservation

## SECTION 39(4) - LICENSE TO DISCHARGE WASTE ETC

TAKE NOTE that ..... is licensed to discharge waste/emit noise, odour or electromagnetic radiation in to the environment subject to the following conditions. (*cross out whichever does that does not apply*)

1. The holder shall comply to the other conditions as prescribed in the Act and these Regulations.
2. This License is non transferable unless as prescribed in the Act.
3. This License does not cover any other premises or activity other than those approved under this License.
4. The holder of this License, its agents, officers shall permit the Director or Inspector entry into the premises and shall provide any assistance as the Director or Inspector as lawfully request.

Date                      day of                      20 .....

Director  
Environment and Conservation Division  
Department of Forestry, Environment and Conservation

SECTION 43 - POLLUTION ABATEMENT NOTICE

TO: ..... (name of License Holder)

Address: .....  
.....  
.....

This Notice serves to inform you that:

- (a) waste matter is being or is likely to be discharged from your premises; or
- (b) noise, odour or electromagnetic radiation is or is likely to be emitted from your premises (*cross out whichever does not apply*)
- (c) the discharge or emission is in breach of the conditions prescribed in the Act or these Regulations.

You are required to take all necessary measures to prevent any likely discharge of waste or emission from your premises within seven days from the date of this Notice. Failure on your part to take any such necessary measures within the specified time could amount to you committing an offence under the Act including serving on you a STOP NOTICE.

You are required to report to the Director within seven days from the date of this Notice of the measures that you have taken and this Notice will not be cancelled until the measures you have taken are satisfactory to the Director.

Director  
Environment and Conservation Division  
Department of Forestry, Environment and Conservation

## SECTION 45 - STOP NOTICE

Failure on your part to comply with the Pollution Abatement Notice served on you on the        day of        20....., the Director has decided to serve on you a STOP NOTICE in accordance with section 45 of the Act.

You must comply with the following conditions:

1. All activities including discharge of waste, emission of noise, odour or electromagnetic radiation in and from these premises MUST CEASE forthwith unless this Notice is revoked.
2. You must surrender all locks and keys to these premises to the Director within the next twenty-four hours or to the Director or Inspector who shall call at these premises, whichever is earlier without any delay.
3. You, your agents or servants must not enter these premises without the authority of the Director.
4. You must report to the Director within seven days from the date of this Notice. Failure to report to the Director is an Offence which attracts penalty.

The Director may take all necessary measures to prevent any discharge of waste or emission of noise, odour or electromagnetic radiation. Any cost which may be incurred by the Director in taking these measures shall be borne by you.

Director  
Environment and Conservation Division  
Department of Forestry, Environment and Conservation

Made at Honiara this twentieth-fourth day of November, 2008.

HON. GORDON DARCY LILO  
MINISTER FOR ENVIRONMENT, CONSERVATION AND  
METEOROLOGY

**WILDLIFE PROTECTION AND MANAGEMENT REGULATIONS 2008**

**Arrangement of Regulations**

**Part 1 - Preliminary**

1. Citation and commencement
2. Interpretation

**Part 2 - Approved Management Programme**

3. Approved management programme
4. Notice of meeting
5. Condition for the Minister to make a declaration
6. Approval of management programme by Minister
7. Extension of time
8. Commercial trade in animal or plant specimen

**Part 3 - Procedures for Approved Person**

9. Application
10. Review of register

**Part 4 - Application for Export or Import.**

11. Application for permit to export animal or plant specimen for scientific purposes.
12. Application of export of animal or plant specimen for commercial purposes.
13. Fees
14. Forms

Schedule 1 - prescribed fees  
Schedule 2 - prescribed forms

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[Legal Notice No. 78]

**WILDLIFE PROTECTION AND MANAGEMENT ACT 1998  
(No. 10 of 1998)**

**Wildlife Protection and Management Regulations 2008**

IN exercise of the powers conferred upon me by section 35 of the Wildlife Protection and Management Act 1998, I make these Regulations –

**PART 1 - PRELIMINARY**

- |                |   |
|----------------|---|
| Citation       | 1. These Regulations may be cited as the Wildlife Protection and Management Regulations 2008.   |
| Interpretation | 2. In these Regulations unless the context otherwise requires – <ul style="list-style-type: none"> <li>“CITES” means the Convention, as defined in the Act;</li> <li>“Part 2 application” means an application for an approved management programme pursuant to section 6 of the Act;</li> <li>“Part 3 application” means an application to be declared an approved person under section 8 of the Act for the purpose of taking and holding any specimen or for the exportation or importation of the specimen;</li> <li>“Register of Approved Persons” means the register established under regulation 10;</li> <li>“Schedule 1 export application” means an application to export any plant or animal specimen specified in Schedule I to the Act;</li> <li>“Schedule 2 export application” means an application to export any plant or animal specimen specified in Schedule II to the Act.</li> </ul> |



**PART 2 - APPROVED MANAGEMENT PROGRAMME**

3. (1) Any person may make a Part 2 application in Form 1 and accompanied by the application fee to the Director in requesting the Minister to declare a proposed management programme, an approved management programme under section 6. Approved management programme

(2) When the Director receives a Part 2 application, the Director shall –

- (a) ensure that the proposed management programme complies with the requirements of the Act and these Regulations; and
- (b) if the Director is not satisfied that the proposal complies with the Act or these Regulations, return the proposal to the applicant for revision and resubmission.

4. (1) Where the Director is satisfied that the Part 2 application meets the requirements of the Act or these Regulations, the Director shall within 30 days after receipt of the application publish a notice – Notice of meeting

- (a) convening a public meeting to receive representation from the public and from any person likely to be affected by the programme; and
  - (b) inviting persons to attend a public meeting to receive comments from members of the public; and
  - (c) the notice shall in the form prescribed as Form 2.
- (2) Notice made under this regulation shall –
- (a) be published in a newspaper having wide circulation in Solomon Islands over a minimum period of two weeks;
  - (b) be broadcast in the Solomon Islands Broadcasting Corporation radio by service messages over a minimum period of two weeks;

- (c) copies of the notice with the proposed management programme to be posted in communities which will be affected or likely to be affected by the programme; and
  - (d) be send to the relevant Provincial Secretary where the management programme is proposed to be located. That notice shall be displayed in a public office in that Province as the Permanent Secretary.
- (3) Notices shall include –
- (a) the name and address of the applicant;
  - (b) the location of the proposed management programme;
  - (c) the nature of the programme;
  - (d) the duration of the programme;
  - (e) details of persons to be contacted for additional information, including at least one person in Honiara and one person who physically resides in the area the subject of the application; and
  - (f) details of how persons may make comments on the proposed management programme.

Matters to be  
taken into  
account by  
Minister

**5.** (1) The Minister shall not declare a proposed management programme as an approved management programme unless –

- (a) the requirements of this regulation has been complied with;
- (b) owners of land, sea in respect which is the subject of the application (give their consent for the establishment of the proposed management programme) support the declaration of the proposed management programme as an approved management programme;
- (c) the programme's objectives are based on the conservation status and needs of the animal or plant species of which the specimen is a member;

- (d) the programme contributes to the overall strength, health and viability of the species that are the subject of the programme;
- (e) the programme will be operated in a way that applies best practice to the management of the husbandry, genetics, biology and the behavioural needs of the species to which the specimen belongs and is not detrimental to the survival of the species in the wild;
- (f) the programme will have no direct or indirect adverse impacts on other wild species or any other aspect of the surrounding environment;
- (g) the applicant has a valid business license from the relevant provincial government allowing him to operate and manage a management programme under the Act; and
- (h) the Director has given his written support for the approval of the management programme.

6. (1) The Minister may declare by order a management programme which shall state – Approval of  
management  
programme by  
the Minister

- (a) whether the approved management programme is to be established for a scientific or commercial purpose;
  - (b) the duration of the management programme is clearly stipulated;
  - (c) the management programme is to be monitored and assessed including monitoring and assessment of the operation by an independent person;
  - (d) that there is a time frame for the reporting on the operation of the programme; and
  - (e) any other requirements limits or restrictions that he or she considers necessary for the safe and effective management and operation of the programme.
-

(2) If the Minister is satisfied that an order should be made under section 6 in respect of a Part 2 application, the Minister shall direct the Director to prepare the order for the Minister's signature and publication in the Gazette.

Amendment to  
the order

7. Where the order for an approved management programme is for a specific period, the Minister may, upon application in writing and accompanied by the prescribed fee, amend the order in respect of that management programme to extend the term of the order if the Minister –

- (a) has received a report from the Director outlining the applicant's compliance with the approval; and
- (b) is satisfied that the extensions will be consistent with the requirement of the Convention and the Act and the Director supports such extension.

Commercial  
trade in animal  
or plant species

8. (1) If an approved programme is to be used as a basis for permitting commercial trade in the species or specimen in Schedule 1, the approved programme must be registered as an approved captive breeding programme in accordance with the CITES.

(2) A person, whose Part 2 application for an approved management programme is intended as a captive breeding programme, shall request the Director to facilitate with the Minister that such approved management programme be approved as a captive breeding programme or artificial propagation programme in accordance with the CITES.

(3) Upon receipt of the request and on the advice of the Director, the Minister shall comply with the procedures specified by the Convention Secretariat from time to time, for seeking approval of a captive breeding programme or artificial propagation programme.

(4) The costs of complying with such procedures incurred by the Director shall be borne by making the request.

**PART 3 - APPROVED PERSONS TO TAKE, HOLD, EXPORT OR  
IMPORT SPECIMEN**

9. (1) A person, institution or zoological organization may, in <sup>Application</sup> writing, make a Part 3 application to the Director to be approved to take, hold, import or export specimen in accordance with section 8.

- (2) The Part 3 application must include –
    - (a) a certified copy of the applicant's business license issued by the relevant Provincial Government (in the case where the applicant is operating in a Province);
    - (b) in the case of an applicant institution or zoological organization, the names of the directors and managers of the institution or organization; and
    - (c) the prescribed fee
  - (3) The Director shall, after receiving the Part 3 application, as soon as practicable –
    - (a) publish the Part 3 application in a newspaper having wide circulation in Solomon Islands; and
    - (b) notify the Provincial Secretary of the Province in which the applicant carries or wishes to carry on business and invites comments from that Provincial Government;
  - (4) The Director may declare the applicant an approved person if the Director is satisfied that –
    - (a) the person (including the directors and managers of an applicant institution or zoological organization) is of good character and is a fit and proper person to conduct trade in wildlife;
    - (b) the applicant has conducted wildlife trade before, such trade has complied fully with applicable national and provincial laws;
    - (c) the Provincial government in respect of which the application has been made supports the application;
-

- (d) the applicant has sufficient financial means to ensure the effective storage, transport and handling of all traded specimen.
- (4) In considering a Part 3 application the Director must consider the following –
  - (a) information provided by the applicant;
  - (b) comments and information received from the public, government departments, provincial government, and non-government organizations; and
  - (c) record or any public document relating to the character of the applicant and its fitness to conduct wildlife.
- (5) Where the application has been approved and the prescribed fee has been paid, the Director shall –
  - (a) make a declaration to that effect in Form 4;
  - (b) register the applicant in the Register of Approved Person; and
  - (c) publish the declaration in the *Gazette*.
- (6) No person may, except a person, institution or zoological organisation declared as a approved person, take and hold specimens or export and import of specimen.
- (7) A person who contravenes subregulation (6) commits an offence and is liable on conviction to a fine not exceeding \$1,000 or to 3 months imprisonment.

review of  
register by  
Director

**10.** The Director may establish, maintain and keep under review the Register of Approved Persons, which shall be in Form 15.

**PART 4 - APPLICATION FOR EXPORT OR IMPORT**

**11.** (1) Any approved person wishing to export animal or plant specimen listed in Schedule 1 for a scientific purpose under section 11(1) may make a Schedule 1 export application in Form 5 to the Director.

Application for  
permit to export  
animal or plant  
species for  
scientific purpose:

(2) In considering a Schedule 1 export application, the Director shall take into consideration all or any of the following –

- (a) that the Director is satisfied that the export will not be detrimental to the survival of the species. In deciding whether the export will be detrimental to the survival of the species, the Director shall consider the survival of any taxon to which the specimen belongs and any relevant ecosystem (for example, deriment to the habitat or biodiversity);
- (b) that the specimen was not obtained in contravention of any laws of Solomon Islands for the protection of fauna and flora or any ordinances of Province from which the species was taken, captured, bred or removed;
- (c) that the living species will be so prepared and transported in a way that is as to minimize the risk of injury, stress or any adverse effect on the health of welfare;
- (d) if the animal is killed, it is done in a way that is generally accepted to minimize the pain and suffering;
- (e) the person receiving the animal or plant is suitably equipped to managed, confine and care for the animal, including meeting the behavioural and biological needs of the animal;
- (f) the applicant for the permit is an approved person to conduct wildlife trade;
- (g) an import permit for the specimen has been granted to applicant by the relevant authority in the country of import;

(h) the scientific purpose for which the specimen is to be used; and all the relevant requirements of section 22 of the Act.

(3) Where the Director is satisfied that Form and the applicant has paid the prescribed fee is in order issue to the applicant an Export Permit and in issuing an Export Permit, the Director may impose such conditions not as he/she thinks appropriate and inconsistent with the Act.

Application for  
Export of animal or  
plant specimen For  
Commercial  
Purposes

12. (1) An approved person wishing to export animal or plant specimen for commercial purposes under section 11(2) may make a Schedule 2 export application in Form 6 to the Director.

(2) In considering a Schedule 2 export applications, the Director must be satisfied that –

- (a) the export will not be detrimental to the survival of the species;
- (b) the specimen was not obtained in contravention of any laws of Solomon Islands including any laws of the province from which the species was taken, captured, bred or removed;
- (c) any living specimen will be so prepared and transported in a way that is to minimize the risk of injury, stress or any adverse effect on the health or welfare during the period of transit, holding of shipment;
- (d) if animal is killed, it is done in a way that is generally accepted to minimize pain and suffering;
- (e) the person receiving the animal or plant specimen is suitably equipped to manage, confine and care for the animal, including meeting the behavioural and biological needs of the animal;
- (f) an import permit has been granted to the applicant for the export of that specimen in the country of import;
- (g) the export is an eligible commercial export within the meaning of Act;



- (h) that the animal or plant species is bred in captivity or taken from the wild; and
- (i) that the specimen is acceptable for commercial trade within the context of any resolutions promulgated by CITES from time to time.

- 14.** The fees for the purposes of the Act are set out in Schedule 1. Schedule of fee
- 15.** Schedule 2. (1) The forms for the purpose of the Act are set out in Schedule of forms
- (2) A Permit to export animal or plant specimen for scientific purposes shall be in accordance with Form 7.
  - (3) A Permit to export animal or plant specimen for commercial purposes shall be in accordance with Form 8.
  - (4) A Certificate of Origin of Animal issued by a government or registered veterinary surgeon shall be in accordance with Form 9.
  - (5) A Phytosanitary Certificate issued by the Director of Immigration shall in accordance with Form 10.
  - (6) An application for a Permit to Import animal or plant specimen shall be in accordance with Form 11.
  - (7) A permit to import animal or plant specimen shall be in accordance with Form 12.
  - (8) An application to import prohibited animal or plant specimen shall be in accordance with Form 13.
  - (9) A permit to export or import prohibited animal or plant specimen shall be in accordance with Form 14.
  - (10) A Register of Scientific or zoological institution shall be in accordance with Form 15.
  - (11) A declaration of Solomon Islands native animals and plants shall be in accordance with Form 16.
- 16.** Schedule II to the Act is amended by adding under the title Schedule to the Act amended "MAMMALS" the following
- "dolphin as an aquatic mammal"
-

**SCHEDULE 1**  
**(Regulation 14)**

No	Subject-matter	\$
1	Application for Approved Management Programme	500.00
2	Approval of Management Programme	1,500.00
3	Extension of time for Approved Management Programme	500.00
4	Application for Export Permit for Scientific Purposes	500.00
5	Application for Export Permit for Commercial Purposes	500.00
6	Export Permit for Scientific Purposes	1000.00
7	Export Permit for Commercial Purposes	1000.00
8	Application for export/import of a Prohibited animal/plant specimen	1000.00
9	Permit to export/import prohibited animal/plant specimen	1000.00
10	Application to be on the Register of Scientific/zoological institution	1000.00
11	Application for revalidation of export permit	500.00
12	Dolphin	50,000.00
13	Corals	2,000.00
14	Clam Shell	2,000.00
15	Birds	500.00
16	Reptile	500.00
17	Amphibian	500.00
18	Butterflies	500.00
19	Others	500.00

SCHEDULE 2  
(Regulation 15)

PRESCRIBED FORMS

Form 1	
<b>APPLICATION FOR APPROVED MANAGEMENT PROGRAMME (Section 6)</b>	
1.(a) Name of Applicant: .....	Ph: .....
.....	
Address: .....	Fax: .....
.....	
.....	
.....	
Contact Person: .....	Designation of Contact Person
.....	.....
.....	
.....	
(b) If the applicant is a foreign entity, a certified copy of the Certificate of Foreign Investment Approval must be provided.	
2. Types of animal or plant species to be managed under the Approved Management Programme.	
(a) Animal Species	
.....	
.....	
.....	
.....	
(b) Plant Species	
.....	

.....  
.....  
.....

3. What are the main activities of the Management Programme. (*specify and provide a summary in the space provided below*)

- (a) breeding
- (b) propagation:
- (c) growing
- (d) exporting, (scientific/commercial) (*provide a summary of main activity*)

.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....

*(use a separate sheet of paper if space provided is not enough)*

4. (a) Methods used in collecting of animal species  
(*provide summary of methods used*)

.....  
.....  
.....

.....  
.....  
.....  
.....  
*(use a separate sheet of paper if the space provided is not enough)*

(b) Methods used in collecting of plant species (provide summary of methods used)

.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....

5. If breeding, propagation, or growing of animal or plant specimen is managed for export for scientific or commercial purposes, provide summary of measures to be used to ensure that such export are made in sustainable manner.

.....  
.....  
.....  
.....  
.....  
.....

*(use a separate sheet if the space provided is not enough)*

6. Identify the area (show map, plan etc) within the approved management area which is to be set side as a reserve for the protection, management or conservation of animal, plants or individual species.

7. Provide methods and/or measures to be used or adopted for the control of destruction of animals or plants species deemed to be pests or deleterious to the environment or other animals and plants.

8. If the proposed management programme is to be located in a Province, a letter of endorsement from the relevant Province and evidence that the application is registered to carry on business in that Province must be attached with this application.

9. If the management programme is to be located in a Province, has the Province enacted Ordinance which protects and manage wildlife?.

10. Application lodged on ..... day of ..... 20....

.....  
Applicant

**FOR OFFICIAL USE ONLY**

Date of receipt application                      day of                      20....

Payment of Application

fee:..... dollars

..... cents.

(no application will be considered without payment of the application fee.)

Director/Authorized Officer  
Environment and Conservation Division  
Department of Forestry, Environment and Conservation

**NOTICE OF MEETING**  
(Regulation 3)

TAKE NOTE that a meeting will be convened at ..... (venue)  
Honiara/Province at ..... am/pm on the..... day of  
..... 2007 for the purpose of receiving oral or  
written representation from the public concerning an application to the Director  
to declare by Order an approved management programme pursuant to section 6  
of the Wildlife Protection and Management Act. Representation may be made  
orally or in writing.

1. Name of Applicant:..... Telephone:.....  
Address: ..... Fax: .....  
.....  
.....

2. Proposed location of the Management Programme:.....  
.....  
.....

The Director or an officer from the Environment and Conservation will explain  
the details of the application and the public is welcome to ask any question on  
any related issues or request any information during the course of the meeting.

Dated this ..... day of ..... 20.....

Director  
Environment and Conservation Division  
Department of Forestry, Environment and Conservation

AN ORDER TO DECLARE AN APPROVED MANAGEMENT PROGRAMME  
(Section 6)

A proposal was received by the Director from .....(*name of person or organization*) on the            day of            2007. The proposal includes a submission to the Director by the said ..... (*name of person or organization*) for the Director to declare the .....

(name of programme) as an APPROVED MANAGEMENT PROGRAMME for the purposes of the Wildlife Protection and Management Act, and in particular section 6.

The Director having received the proposal and having satisfied himself/herself that ..... (*name of person or organization*) has complied with the requirements of the Act and the proposal is consistent with the provisions of the Act, HEREBY DECLARE

..... (*name of programme*) to be an APPROVED MANAGEMENT PROGRAMME

This Order is subject to the following Conditions.

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

By virtue of the Order,..... is hereby declared to be an APPROVED PERSON in terms of section 8 of the Act.

Dated this            day of            20.....

Minister  
Department of Forestry, Environment and Conservation



DECLARATION OF APPROVED PERSON  
(Section 8(1))

The Director having received an application from .....  
..... (name of applicant) of  
.....

..... (full name and  
address of the applicant) .....

..... to be declared an APPROVED PERSON under section  
18(1) of the Wildlife Life Protection and Management Act and having satisfied  
himself/herself that the applicant has fulfilled the requirements of the Act:-

DECLARES that ..... (name of person, insti-  
tution or zoological institution) to be an APPROVED PERSON for the purposes  
of the Act.

By virtue of this DECLARATION ..... (name of approved  
person) as an Approved Person may:-

- (a) trade in wildlife (*the Director to specify the class or types of specimen  
that the approved person should deal with*); or
- (b) managed an approved management programme

This Declaration is valid for a period of 12 months from the date hereof.

An approved person must comply the provisions of the Act. This declaration  
may be revoked or suspended if the Director is satisfied that

Director  
Environment and Conservation Division  
Department of Forestry, Environment and Conservation

APPLICATION FOR A PERMIT EXPORT ANIMAL OR PLANT SPECIMEN  
FOR SCIENTIFIC PURPOSES  
(Section 14)

1. Name of Applicant: ..... Tel: .....  
 Address: ..... Fax:.....  
 .....  
 .....  
 Name of contact Person: .....  
 Designation of Contact Person: .....  
 Name of Importer.....  
 Tel: .....  
 Address:..... Fax:.....  
 .....  
 .....

2. Where the applicant is a foreigner, attach a certified copy of Foreign Investment Approval Certificate. (the Certificate must allow the applicant to engage in export or import of wildlife in Solomon Islands).

3. Application to export animal specimen/plant specimen (specify)  
 .....

Is the animal or plant specimen taken from the wild/bred in captivity or from an approved management programme (specify) .....

Descriptive e of wildlife or parts or derivatives if wildlife.

Live of Dead Specimen.



**OFFICIAL USE**

Name of Applicant:.....

Date of receipt of application ..... day of ..... 20....

Receipt of Application

Fee ..... Dollars ..... cents

Authorised Officer  
Environment and Conservation Division  
Department of Forestry, Environment and Conservation

**APPLICATION FOR A PERMIT TO EXPORT ANIMAL AND PLANT SPECIMEN FOR COMMERCIAL PURPOSES**  
(Section 14)

1. Name of Applicant: .....  
Telephone: .....  
  
Address: .....  
Fax:.....  
  
.....  
.....

Name and Designation of Contact Person. Telephone:.....  
.....  
.....  
.....

Name of Importer:.....  
Telephone: .....  
  
..... Fax:.....  
.....

(not applicable if export is for personal possession)

**2. Descriptive of wildlife or parts or derivatives of wildlife**  
Live or Dead Specimens (fill in the space provided)

Common Name	Scientific Name	Number	Comment
1. ....	.....	.....	.....
2. ....	.....	.....	.....
3. ....	.....	.....	.....
4. ....	.....	.....	.....
5. ....	.....	.....	.....
6. ....	.....	.....	.....

Parts or Derivatives (fill in the space provided)	
1.	.....
2.	.....
3.	.....
4.	.....
5.	.....
6.	.....
2. (a)	Animal or plant specimen to be exported are taken from the wild/bred in captivity or are from an approved management programme, (specify) ..... .....
(b)	State Province from which the animal or plant specimen is to be taken from: ..... .....
3.	I intend to export through the following countries: ..... .....
<b>Special Conditions</b>	
1.	Three identical copies of the Permit to be signed
2.	One copy to be signed and stamped by the authorized officer of the Environment and Conservation Division and returned to the Permit holder and this copy must accompany the consignment.
3.	The exporter shipper or agent must make adequate interline advance arrangements, including feeding, where more than one carrier is concerned.
4.	Design and construction of container(s) must appear to comply with IATA Live Animal Regulations Container requirements.

5. The container(s) must be of adequate size to avoid overcrowding of the species and the specimen being shipped.
6. The container(s) must be undamaged.
7. The consignee's (exporter's name and address and telephone number must be clearly shown on each of the containers.
8. The words "LIVE ANIMALS", "THIS WAY UP", AND "ORIGIN, SOLOMON ISLANDS" labels must be on each container indicating the contents and upright position. The labels must be written in capital letters and must not be less than 60 millimeters in height.
9. The specimens must apparently be alive and uninjured at the time of the export.
10. In the case of a living animal species, a certificate of origin of animal issues by a government or registered surgeon must be attached to this Permit. That certificate must be issued within 24 hours before export.
11. In the case of a plant, a phytosanitary certificate issued by the Director of Quarantine must be attached to this Permit.
12. The living specimen shall be consigned in a manner so as to minimize the risk of injury to health and cruel treatment.
13. The recipient (importer) must be an approve person equipped to provide suitable care of the animals.
14. This Permit must not be transferred to any person.

**OFFICIAL USE**

Name of Applicant:..... Contact

Receipt of Application fees  
Fee ..... dollars  
..... cents.

Authorised Officer  
Environment and Conservation Division  
Department of Forestry, Environment and Conservation

THE WILDLIFE  
PERMIT No.....

PERMIT TO EXPORT ANIMAL OR PLANT SPECIMEN  
FOR SCIENTIFIC PURPOSES  
(Section 11)

This Export Permit allows the Exporter to export animal or plant species for scientific purposes ONLY. Import Permit issued by the competent authority in importing country must be attached to this Permit.)

This Permit **EXPIRES** on the ..... day of ..... 20....

1. Consignee (Exporter), (name and address, country)

.....

Phone: .....

Fax: .....

2. Importer (name and address, country)

..... Ph:.....

.....

Fax: .....

.....

3. Descriptive of wildlife or parts or derivatives of wildlife.

Live or dead Specimens (fill in the spaces)

Name	Name	Scientific Name	Number	Comment



1.	.....
2.	.....
3.	.....
4.	.....
5.	.....
6.	.....

---

Parts or Derivatives (fill in the spaces)

Common Name	Scientific Name	Number	Comment
1.	.....		
2.	.....		
3.	.....		
4.	.....		
5.	.....		
6.	.....		

4. Method of Export  
 - Airmail/airfreight/surface freight/other (specify) .....  
 - as personal baggage by ship, yacht/aircraft (specify) ..... (name of vessel or flight number) .....

5. Date of Export ..... day of ..... 2007.

6. (a) Declaration by the Exporter.  
 I ..... (name of exporter) intent to export through the following countries. ....  
 .....

I declare that the export is for scientific research, zoo or herbarium display/other scientific purposes (specify). I further declare that this I have complied with all the requirements and conditions of this Act.

Note: A breach of any of the Conditions of this Permit or the Act is an offence that attracts severe penalties.

(b) Value of the wildlife to be exported ..... Solomon Islands dollars.

7. **Special Conditions**

1. Three identical copies of the permits to be signed
2. One copy to be signed and stamped by an authorized officer of the Environment and Conservation Division and returned to the Permit Holder and this copy must accompany the consignment.
3. The exporter, shipper/agent must make adequate interline advance arrangements, including feeding, where more than one carrier is concerned.
4. Design and construction of container(s) must appear to comply with IATA Live Animals Regulations Container requirements.
5. The container(s) must be of adequate size to avoid overcrowding of the species and specimen being shipped.
6. The container must be undamaged.
7. The consignee's (exporter's) name and address and telephone number must be clearly shown on each container.
8. The words "LIVE ANIMALS", "THIS WAY UP" and "ORIGIN, SOLOMON ISLANDS" labels must be on each container indicating the contents and upright position. The labels must be in capital letters and must not be less than 60 millimeters in height.
9. The specimen must apparently be alive and uninjured at the time of the export.
10. In the case of a living animal species a Certificate of Original of Animal issued by a government or registered veterinary surgeon must be attached to this Permit. That certificate must be signed within 24 hours before export.
11. In the case of a plant a phytosanitary certificate issued by the Director Quarantine must be attached with this Permit.
12. The living specimen shall be consigned in a manner so as to minimize the risk of injury to health and cruel treatment.
13. The recipient is an approved person equipped to provide suitable care of the animal.
14. This Permit must not be transferred to or used by any person to export any wildlife.

**Official Use Only**

8. Authority to Issue Permit

Name of Issuing Officer: .....

Signature of Issuing Officer .....

Name of countersigning Officer .....

Signature of countersigning officer

Date ..... day of ..... 20.....

Director  
Environment and Conservation Division  
Department of Forestry, Environment and Conservation

PERMIT No .....

PERMIT TO EXPORT ANIMAL OR PLANT SPECIMEN FOR  
COMMERCIAL PURPOSES  
(Section 11)

This Export Permit allows the permit holder to export animal or plant species for commercial purposes only.

1. This Permit EXPIRES on the ..... day of ..... 20.....

1. Name and address of Exporter ..... Tel:.....  
..... Fax:.....  
.....  
.....

2. Name of Importer .....  
Tel: .....  
Fax;.....  
.....

3. Descriptive of wildlife or parts derivatives of wildlife  
Live or dead specimens (fill in the spaces)

Animal

Common Name                      Scientific Name                      Quantity

Comments

- 1. ....
- 2. ....
- 3. ....
- 4. ....
- 5. ....
- 6. ....

Parts or Derivatives (fill in the spaces) Plants

<u>Common Name</u>	<u>Scientific Name</u>	<u>Quantity</u>	<u>Comments</u>
1.	.....	.....	.....
2.	.....	.....	.....
3.	.....	.....	.....
4.	.....	.....	.....
5.	.....	.....	.....
6.	.....	.....	.....

---

4. Value of Export ..... dollars ..... cents.

---

5. Method of Export  
 - air/surface or other (specify) .....  
 - air ..... flight number  
 surface: ..... name of vessel  
 Voyage No .....  
 Date of Intended Export ..... day of ..... 20.....

---

6. Declaration By the Exporter.

I, ..... (name of exporter) intent to export through the following countries.

- 1 .....
- 2 .....
- 3 .....

I further declare that the export is for scientific research, zoo or herbarium display or other scientific purposes (specify). I declare that I have complied with the conditions of this Permit and the Act.

Sign:.....

Permit Holder

---

Special Conditions

1. Triplicate copies of this form must be signed
2. One copy to be signed copy to be returned to the Permit Holder.
3. The exporter, shipper/agent must make adequate interline advance arrangements, including feeding, where more than one carrier is concerned.
4. Design and construction of the container(s) must appear to comply with IATA Live Animals Regulations Container requirements.
5. The container(s) must be of adequate size(s) to avoid overcrowding of the species and the specimen being shipped.
6. The container(s) must be undamaged.
7. The exporter's name and address and telephone number must be clearly shown on each container.
8. The words "LIVE ANIMALS", "THIS WAY UP" and "ORIGIN SOLOMON ISLANDS" labels must be on each container indicating the contents and upright position. The labels must be in capital letters and must not be less than 60 millimeters in height.
9. The specimens must apparently be alive and uninjured at the time of the export.
10. The living specimen shall be consigned in a manner so as to minimized the risk of injury to health and cruel treatment.
11. The recipient is an approved person equipped to provided suitable care of the animal.
12. In the case of an living animal species the Declaration of Origin of Animal issued by an government or registered veterinary as required by section 22(2)(i) of the Act must be attached to this Permit.

13. In the case of a plant species, a Phytosanitary Certificate issued by the Director of Quarantine issued as required by section 22(2)(a) (iii), (b) must be attached to this Permit.

14. This Permit must not be transferred or used by any person to export any wildlife.

Dated ..... day of ..... 20.....

Director  
Environment and Conservation Division  
Department of Forestry, Environment and Conservation

Form 9

**CERTIFICATE OF ORIGIN OF ANIMAL**

This is to CERTIFY that I, ..... a registered veterinary surgeon have inspected the animals to be exported by ..... under Permit No ..... issued by the Director.

Upon inspection of the said animals I CERTIFY the following:-

1. The origin of all of the animals is Solomon Islands.
2. The animals have been treated and are in good health and are in satisfactory conditions for export.
3. The requirements of the Agriculture Quarantine and have been complied with.
4. Time of inspection .....  
(note that animals must be exported within 24 hours from the time of export.

Dated this ..... day of ..... 20.....

Veterinary Surgeon

**PHYTOSANITARY CERTIFICATE**  
(Section 22(2) (b))

I, ..... (print name in capital letters) an authorized officer appointed under the Quarantine Act **CERTIFY** that I have inspected plants specimen for the purpose of export under the Wildlife Protection and Management Act, under Export Permit No .....

Upon inspection I CERTIFY the following:

- (a) the plant specimens are healthy and free from plant disease;
- (b) the required treatment has been applied to comply with the required procedure for the export of plant specimen;
- (c) a permit to export a specimen to Solomon Islands from the country of origin has been produced; and
- (d) the permit to import the plant specimen from the exporting country nominated in the permit to Solomon Islands;
- (e) the permit issued by the competent authority in the importing country allowing the importer to import the plant specimen has been sighted.

Dated this ..... day of ..... 20.....

Director of Quarantine  
Department of Agriculture and Livestock



**APPLICATION TO IMPORT/EXPORT ANIMAL OR  
PLANT SPECIMEN**  
(Section 14)

1. Name of Applicant .....

Tel: .....

Address: .....

Fax:.....

.....  
.....  
.....

Name of Contact Person: .....

Tel:.....

Designation of Contact Person:.....

2. Name of Exporter:.....

Address:.....

.....  
.....

Telephone:.....

Fax:.....

3. I intent to import into Solomon Islands .....

..... (*animal/plant specimen*) for

..... (*scientific*

*commercial purposes and provide a summary of the purposes of the  
import*) .....

.....  
.....

4. If the import is for a scientific purposes:
- (a) export permit issued by the relevant authority in the Country of export must be attached. The permit must specify the specimens to be imported.
  - (b) explain the nature and purpose of the research  
.....  
.....  
.....  
.....
5. Total value of imports ..... dollars (provide supporting documents)
6. Intended date of arrival of specimen in Solomon Islands.  
..... day of ..... 2007.
7. Is/Are the specimen arriving by sea, air ..... (specify) .....  
Sea:..... Voyage No..... Specify name of vessel and Voyage No).  
Port:.....  
Air:..... (flight No)
- Dated this ..... day of ..... 20.....

Applicant

**OFFICIAL USE**

Application received this ..... day of ..... 20.....

Receipt of application fee ..... dollars

Director  
Environment and Conservation Division  
Department of Forestry, Environment and Conservation

**PERMIT TO IMPORT/EXPORT ANIMAL OR PLANT SPECIMEN  
INTO SOLOMON ISLANDS  
(Section 14)**

PERMIT No.....

This Permit is valid until the ..... day of ..... 20.....

1. This **PERMIT** allows ..... (name of importer)  
.....  
..... to **IMPORT** animal/plant specimen into  
Solomon Islands.

2. Country of Export .....

Address: .....

.....

.....

Tel:.....

Fax:.....

3. Purpose of Import, scientific, commercial, personal possession, (provide  
a summary)

.....

.....

.....

.....

.....

.....

4. Value of Import (provide supporting documents)  
 ..... dollars ..... cents.

---

5. Approved animal or plant specimen to be imported under this Permit

Animal Specimen

<u>Common Name</u>	<u>Scientific Name</u>	<u>Quantity</u>	<u>Comment</u>
1. ....	.....	.....	.....
2. ....	.....	.....	.....
3. ....	.....	.....	.....
4. ....	.....	.....	.....
5. ....	.....	.....	.....
6. ....	.....	.....	.....

Plant Specimen

<u>Common Name</u>	<u>Scientific Name</u>	<u>Quantity</u>	<u>Comment</u>
1. ....	.....	.....	.....
2. ....	.....	.....	.....
3. ....	.....	.....	.....
4. ....	.....	.....	.....
5. ....	.....	.....	.....
6. ....	.....	.....	.....

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**SPECIAL CONDITIONS**

- Export Permit issued by the relevant authority in the exporting country must be produced to the Director. The Export Permit must permit the exporter to import the animal or plant specimens specified in the application and approved by the Director.
- All applicable laws regarding importation of animals or plants in Solomon Islands must be complied with.
- In the case of living animal species, the Importer shall ensure that the animal do not escape into the wild.
- If the animal or plant specimen dies whilst in transit the such specimen shall be disposed off in such manner as the Director shall direct.

Dated this ..... day of ..... 20.....

Director  
 Environment and Conservation Division  
 Department of Forestry, Environment and Conservation

**APPLICATION FOR A PERMIT TO EXPORT/IMPORT A PROHIBITED ANIMAL OR PLANT SPECIMEN**  
(Section 18)

1. Name of Applicant .....  
Tel:.....

Address:..... Fax:.....

.....  
.....  
.....

Contact Person: .....  
Tel:.....  
Designation of Contact Person .....

2. The applicant wishes to a export/import a prohibited animal/plant specimen.  
(a) ..... into Solomon Islands (import) from  
..... (*exporting country*) .....

3. List of specimen to be exported/imported.

(a) Animal Species

<u>Common Name</u>	<u>Scientific Name</u>	<u>Number</u>	<u>Comment</u>
--------------------	------------------------	---------------	----------------

- |    |       |  |  |
|----|-------|--|--|
| 1. | ..... |  |  |
| 2. | ..... |  |  |
| 3. | ..... |  |  |
| 4. | ..... |  |  |
| 5. | ..... |  |  |
| 6. | ..... |  |  |
| 7. | ..... |  |  |
| 8. | ..... |  |  |



6. This application is in respect of a prohibited animal/plant specimen. Specify the justification for this Application.

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

.....

7. If you are importing, the Export Permit issued by the relevant authority in the country of export must be attached to this application. The Export Permit must contain the list of animal/plant specimen that you intent to import. This application shall not be considered in the absence of such Permit. Similarly if you importing, an Export Permit issued by the relevant.

8. Value of specimen ..... dollars.

9. (a) Date of Export of animal/plant specimen  
..... day of ..... 20.....

sea:

(i) ..... name of vessel. Voyage No.....

air:

(i) Flight number .....

10. If you are importing, specify measure you have taken to prevent:

(a) if it is a living animal, the animal from escaping into the wild or infecting other wildlife in Solomon Islands.

.....

.....

.....

.....

.....

(b) the animal/plant specimen having any harmful effect on other wildlife in Solomon Islands.

.....  
.....  
.....  
.....  
.....

**OFFICIAL USE**

Application received on this ..... day of ..... 20.....

Receipt of Application Fee ..... dollars

Director  
Environment and Conservation Division  
Department of Forestry, Environment and Conservation



PERMIT No.....

**PERMIT TO EXPORT/IMPORT PROHIBITED ANIMAL/PLANT SPECIMEN**  
(Section 18)

This PERMIT allows ..... (name of Exporter/Importer) to export/import the following **PROHIBITED** animal/plant specimen.

ANIMAL SPECIMEN

<u>Common Name</u>	<u>Scientific Name</u>	<u>Number</u>	<u>Comment</u>
1.	.....	.....	.....
2.	.....	.....	.....
3.	.....	.....	.....
4.	.....	.....	.....
5.	.....	.....	.....
6.	.....	.....	.....

PLANT SPECIMEN

<u>Common Name</u>	<u>Scientific Name</u>	<u>Number</u>	<u>Comment</u>
1.	.....	.....	.....
2.	.....	.....	.....
3.	.....	.....	.....
4.	.....	.....	.....
5.	.....	.....	.....
6.	.....	.....	.....
7.	.....	.....	.....

Permit Conditions

The following Apply:-

1. Where the Imported animal is a living specimen:-
  - (a) the Permit Holder shall take all necessary measures to prevent the living specimen escaping into the wild;

- (b) all quarantine requirements for importation of life animals under the Agricultural Quarantine Act and the Quarantine Act are complied with;
- (c) but dies whilst in transit, the Permit Holder shall dispose of the carcass in such way and manner so as to minimize the spread of disease or risk to the health of humans and other wildlife;
- (d) all conditions applicable under this Act regarding to the health of animals shall apply;

- 2. All conditions applicable to the export of living animal species under this Act shall apply.
- 3. Where the specimen is a specimen other than a living specimen, the conditions applicable to the export or import of animal or plant specimen shall apply.
- 4. This Permit is valid from the day hereof and expires on the ..... day of ..... 2007.
- 5. This Permit is not transferable.

Dated this ..... day of ..... 20....

Director  
Environment and Conservation Division  
Department of Forestry, Environment and Conservation



**DECLARATION OF SOLOMON ISLANDS NATIVE ANIMALS AND PLANTS ORDER 2007**  
(Section 5)

In accordance with section 5 of the Act, the Minister hereby makes the following Order.

- 1. This Order may be cited as the Declaration of Native Animal and Plants Order 2007 and shall come into force on the date of publication in the Gazette.
- 2. The animals and plants listed in this Order are EXEMPTED from the provisions of the Act.

3. ANIMAL

<u>Common Name</u>	<u>Scientific Name</u>	<u>Number</u>	<u>Comment</u>
--------------------	------------------------	---------------	----------------

(a) .....

.....

.....

.....

.....

4. PLANTS

<u>Common Name</u>	<u>Scientific Name</u>	<u>Number</u>	<u>Comments</u>
--------------------	------------------------	---------------	-----------------

(a) .....

.....

.....

.....

.....

Dated this twentieth-fourth day of November, 2008.

Minister  
Department of Forestry, Environment and Conservation

Honiara, Solomon Islands  
Printed under the authority of the  
Solomon Islands Government

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