

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 213.

Crocodile Trade (Protection) Act.

ARRANGEMENT OF SECTIONS.

1. Interpretation—
 - "acquire"
 - "the Conservator"
 - "Court"
 - "crocodile"
 - "crocodile farm"
 - "dispose"
 - "proceeding"
 - "Ranger"
 - "this Act".
2. Dangerous crocodiles may be killed.
3. Killing of crocodiles.
4. Restriction on acquisition and disposal.
5. Licences.
6. Conditions of licence.
7. Cancellation.
8. Provisions applying to companies.
9. Prohibition or restriction on size, etc.
10. Closed seasons.
11. Crocodile farms.
12. Appointment and powers, etc., of Rangers.
13. Power of examination, etc.
14. Conservator to have all the powers, etc., of a Ranger.
15. Forfeiture of crocodiles.
16. Forfeiture under Court order.
17. Export of crocodiles.
18. Appeals.
19. Delegation.
20. Immunity.
21. Exemptions.
22. Conservator empowered to take, etc., crocodiles.
23. Permit to take, etc., crocodiles.
24. Levy.
25. Evidence.
26. Regulations.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 213.

Crocodile Trade (Protection) Act.

Being an Act to regulate and protect the crocodile skin trade, and for related purposes.

1. Interpretation.

In this Act, unless the contrary intention appears—

“acquire”, in relation to crocodiles, includes purchase or exchange;

“the Conservator” means the Conservator of Fauna appointed under Section 4 of the *Fauna (Protection and Control) Act*;

“Court” means a District Court or a Local Court;

“crocodile” includes any species of crocodile, including the saltwater crocodile (*Crocodylus porosus*) and the New Guinea freshwater crocodile (*Crocodylus novaeguineae*), whether alive or dead, and any part of a crocodile, and a crocodile egg;

“crocodile farm” means any premises or place used for the keeping, breeding or rearing of live crocodiles in captivity;

“dispose”, in relation to crocodiles, includes sale;

“proceeding” includes any civil, criminal or mixed proceedings before a Court;

“Ranger” means a Ranger appointed under Section 12;

“this Act” includes the regulations.

2. Dangerous crocodiles may be killed.

This Act does not make it an offence for any person, having reasonable cause (proof of which is on him) to believe that a crocodile presents or is likely to present a danger to himself or to another person, or is reasonably likely to cause damage to, or to a substantial portion of, his means of livelihood, to kill the crocodile.

3. Killing of crocodiles.

(1) Subject to the regulations and to any notices under Section 10, a citizen has the right to take or kill a crocodile.

(2) Subject to this Act, a person other than a citizen who takes or kills a crocodile is guilty of an offence.

Penalty: A fine not exceeding K100.00 for each crocodile.

(3) In any proceeding under this Act, the onus of proof that a crocodile was taken or killed before this Act came into operation is on the defendant or licensee.

4. Restriction on acquisition and disposal.

(1) The requirements of this section are in addition to and not in derogation of the requirements of Section 17 and the regulations.

(2) A person who acquires crocodiles unless—

(a) he is the holder of a licence under Section 5(1)(a) or (b); and

(b) he complies with the conditions applicable to the licence,
is guilty of an offence.

Penalty: A fine not exceeding K400.00.

(3) Subject to Subsection (4), a person who disposes of crocodiles unless—

- (a) he is the holder of a licence under Section 5(1)(a); and
- (b) he complies with the conditions applicable to the licence,

is guilty of an offence.

Penalty: A fine not exceeding K400.00.

(4) Subsection (3) does not apply—

- (a) to a citizen in respect of the disposal of a crocodile taken or killed by him; or
- (b) to a person in the country who enters into contracts or arrangements with persons overseas for the disposal of crocodiles overseas.

(5) A person who exports crocodiles¹ unless—

- (a) he is the holder of a licence under Section 5(1)(c); and
- (b) he complies with the conditions applicable to the licence,

is guilty of an offence.

Penalty: A fine not exceeding K800.00.

(6) Notwithstanding the provisions of—

- (a) the *Licences Act* (T.N.G.); or
- (b) the *Trading Act*; or
- (c) the *Business Licences Act* 1971²,

the holder of a licence under Section 5 is not required to hold a licence under any of those Acts for the purpose of acquiring, disposing of or exporting crocodiles.

5. Licences.

(1) Subject to this section and to Section 8, the Minister or his delegate may, on application in the prescribed manner and on payment of the prescribed fees grant to a person a licence in the prescribed form—

- (a) to acquire and dispose of crocodiles; or
- (b) to acquire crocodiles for export; or
- (c) to export crocodiles.

(2) Subject to this Act a person may hold a licence under Subsection (1)(c) in conjunction with a licence under Subsection (1)(a) or (b).

(3) An application for a licence under Subsection (1)(a) or (b) shall specify the area within which the proposed licensee proposes to acquire crocodiles.

(4) A licence under Subsection (1)(a) or (b) may only be granted or renewed, in respect of a person who, in the opinion of the Minister or his delegate—

- (a) has been a resident of the country for not less than two years immediately preceding the application; and

¹ See, also, Section 25(2).

²This Act was not in force at the time of this up-dating.

(b) is normally resident in or was born within the area referred to in Subsection (3).

(5) In deciding whether to renew a licence the Minister or his delegate may take into consideration the standard of service previously provided by the licensee.

(6) Where an application specifies an area which is within or partly within the area of—

(a) a Local Government Council; or

(b) a Local Government Authority; or

(c) a Local Government Council and a Local Government Authority,

the Minister or his delegate shall, before dealing with the application, consult with the Council or the Authority or, where he considers it appropriate, with both.

(7) In Subsection (6), "Local Government Authority" has the same meaning that it has in the *Local Government Act*.

(8) A licence remains in force for a period of 12 months from the date of the grant of the licence, and, subject to Subsection (4), may be renewed by the Minister or his delegate for periods of one year on payment of the prescribed fee.

(9) The Minister or his delegate may, on the application of a licensee, vary a licence.

(10) A person is not eligible to apply for a licence within two years of his conviction of an offence under this Act.

6. Conditions of licence.

(1) Subject to this section, a licence is subject to the prescribed conditions including conditions relating to minimum standards of service to be provided by the licensee.

(2) A licence under Section 5(1)(a) and (b) is subject to a condition limiting, to an area specified in the licence, the area within which the licensee may offer or solicit offers or otherwise negotiate for the acquisition of crocodiles.

(3) A person who, on behalf of a licensee, offers or solicits offers or otherwise negotiates for the acquisition of crocodiles outside the area specified in Subsection (2), is guilty of an offence.

Penalty: A fine not exceeding K400.00.

(4) A licence may contain a condition limiting the licence to a specified number of crocodiles.

(5) Subject to this Act, a licence is subject to the additional condition or conditions which may be required by the Minister or his delegate in a particular case.

(6) In any proceeding under this Act, the onus of proving that a crocodile was acquired or disposed of in accordance with the conditions of a licence is on the defendant.

7. Cancellation.

The Minister or his delegate may cancel a licence where the licensee—

(a) has been convicted of an offence against this Act; or

(b) has contravened or failed to comply with a condition of the licence.

8. Provisions applying to companies.

(1) A licence under Section 5(1)(a) or (b) shall not be granted to a company.

(2) A company which holds a licence under Section 5(1)(c) may only export crocodiles acquired by an employee of the company who holds a licence under Section 5(1)(b).

Penalty: A fine not exceeding K800.00.

(3) Before a person commences to acquire crocodiles on behalf of a company, the company must apply for a licence under Section 5(1)(b) on behalf of that person.

Penalty: A fine not exceeding K200.00.

(4) Where the company makes an application under Section 5(1)(b), the licence, if granted, shall be issued in the name of a person on behalf of the company and that person may acquire crocodiles accordingly.

(5) A person in respect of whom a licence is issued under Subsection (4) shall, for the purposes of this Act, be deemed to be an employee of the company and to continue to be an employee of the company until the Conservator is notified by written notice that the person has ceased to be an employee.

(6) Where a notice is given under Subsection (5)—

- (a) the employee ceases to be an employee on the day that the Conservator is notified; and
- (b) the licence issued in respect of the employee terminates on that day; and
- (c) the company shall advise the employee of the notice.

(7) Notwithstanding Section 24 of the Criminal Code, where an employee contravenes a provision of this Act, the company which employs him and each officer of that company shall, without affecting the liability of the employee, be deemed to have contravened that provision.

(8) In Subsection (7), "officer" means—

- (a) in the case of a company which is incorporated under the *Companies Act*—a director or secretary; and
- (b) in the case of a company which is registered under Division XII.3 of that Act—the agent appointed under that Division.

9. Prohibition or restriction on size, etc.

(1) The regulations may prohibit or restrict the taking, killing, possession, acquiring, disposal or exporting of crocodiles.

(2) Without limiting the generality of Subsection (1), the regulations may prohibit or restrict the taking, killing, possession, acquiring, disposal or exporting of crocodiles in any one or more of the following ways:—

- (a) according to species; or
- (b) below a minimum size or above a maximum size.

(3) A person who takes, kills, has in his possession or under his control, acquires, disposes of or exports a crocodile¹ in contravention of the regulations is guilty of an offence.

Penalty: A fine not exceeding K400.00 for each crocodile.

¹ See, also, Section 25(2).

10. Closed seasons.

(1) The Minister may, by notice in the National Gazette, prohibit or restrict the taking or killing of crocodiles of a particular species or of a specified size in an area and during a period specified in the notice.

(2) A person who takes or kills a crocodile contrary to a notice under Subsection (1) is guilty of an offence.

Penalty: A fine not exceeding K100.00 for each crocodile.

11. Crocodile farms.

(1) The Conservator shall maintain a register of crocodile farms in which shall be recorded such information concerning the operation of crocodile farms in the country as is prescribed or as the Conservator thinks necessary or desirable.

(2) The Conservator may require a person to provide information either orally or in writing in relation to all or any of such matters in connexion with a crocodile farm as are prescribed.

(3) A person who, without lawful excuse (proof of which is on him) refuses or fails to comply with a requirement made or given under Subsection (2), is guilty of an offence.

Penalty: A fine not exceeding K200.00.

Default penalty: A fine not exceeding K20.00.

12. Appointment and powers, etc., of Rangers.

(1) A person appointed as a Ranger under the *Fauna (Protection and Control) Act* is a Ranger for the purposes of this Act and, subject to any directions of the Conservator, is responsible for the enforcement of this Act and has such other powers and functions as are prescribed.

(2) An information in respect of an offence under this Act may be brought by any person.

13. Power of examination, etc.

(1) Subject to this section, for the purposes of this Act a Ranger may, at any reasonable time and with or without assistants—

(a) enter on and search any land, building, aircraft, vessel or vehicle, or open any crate, package, box, or carton on or in which there is reasonable cause to believe that a crocodile, taken, killed, acquired, possessed, disposed of, exported or intended for export in contravention of this Act, is or may be; and

(b) require a person to furnish information concerning, or to produce for inspection, any crocodile in his possession or under his control; and

(c) seize any crocodile which has been, or there is reasonable cause to believe has been, taken, killed, acquired, possessed, disposed of, exported or intended for export in contravention of this Act.

(2) Where a Ranger opens any crate, package, box or carton, he shall, where there is no contravention of this Act, repack the crate, package, box or carton in such a manner that damage to the contents is not occasioned by the repacking.

(3) A person who—

(a) hinders or obstructs a Ranger or a person lawfully assisting a Ranger in the exercise of his powers under Subsection (1); or

(b) refuses or fails, without reasonable excuse (proof of which is on him) to furnish information or to produce a crocodile in his possession or under his control when required to do so under that subsection,

is guilty of an offence.

Penalty: A fine not exceeding K500.00.

(4) The powers conferred by Subsection (1)(a) shall not be exercised in relation to a private dwelling except under a warrant in the prescribed form, issued by a District Court or Local Court Magistrate on being satisfied as to the matter specified in that subsection.

14. Conservator to have all the powers etc., of a Ranger.

The Conservator has and may exercise all the powers and functions of a Ranger for the purposes of this Act.

15. Forfeiture of crocodiles.

(1) Any crocodile which, in the opinion of the Conservator, is or has been taken, killed, acquired, possessed or disposed of contrary to any provision of this Act is, by virtue of this section, forfeited to and is the property of the State, and may, subject to Section 18, be retained, sold or disposed of in such manner as the Conservator may direct.

(2) Where a crocodile forfeited under Subsection (1) is sold, the proceeds shall be paid into the Consolidated Revenue Fund.

(3) The Department shall maintain a register in which shall be recorded the origin, date of disposal and method of disposal of any crocodile forfeited under this Act.

16. Forfeiture under Court order.

(1) In addition to any sentence which a Court may impose on the conviction of a person of an offence under this Act, the Court may order that the whole or any part of the proceeds of sale of any crocodile taken, killed, acquired, possessed, disposed of, exported or intended for export by him, or any person concerned, be forfeited.

(2) Where a Court orders the forfeiture of the whole or part of the proceeds of sale of a crocodile under Subsection (1)—

(a) payment of any sum ordered to be forfeited may be enforced in the same manner and subject to the same incidents as in the case of a fine; and

(b) all moneys forfeited shall be paid into the Consolidated Revenue Fund; and

(c) for the purposes of an appeal against a sentence imposed by a Court for an offence under this Act, an order made under this section against the convicted person shall be deemed to form part of the sentence of the Court.

17. Export of crocodiles.

(1) A person shall not export crocodiles without the prior written permission of the Minister or his delegate.

(2) Subject to this Act, a crocodile taken, killed, acquired, possessed, disposed of or exported in contravention of this Act is a prohibited export under the *Customs Act*.

18. Appeals.

A person aggrieved by a decision or act of the Conservator or a Ranger under this Act may, within 21 days of the doing of the act or the making of the decision coming to his knowledge, appeal to the Minister, whose decision is final.

19. Delegation.

The Conservator may, by instrument under his hand, delegate to an officer or Ranger all or any of his powers and functions under this Act (except this power of delegation).

20. Immunity.

The Conservator, a Ranger, or a person acting on behalf of the Conservator or a Ranger is not liable for any act done in good faith by the Conservator, Ranger or person for the purpose of this Act.

21. Exemptions.

(1) Where in the opinion of the Minister it is, in the national interest, expedient to do so, he may by notice in the National Gazette exempt a person or class of persons from all or any of the provisions of this Act.

(2) An exemption under Subsection (1) may be absolute or subject to conditions.

22. Conservator empowered to take etc., crocodiles.

(1) Notwithstanding anything in this Act, the Conservator, or a person authorized in writing by the Conservator and acting in accordance with that authorization, may take, kill, acquire, possess or export crocodiles for any purpose directly or indirectly connected with the care, protection, promotion, propagation or management of crocodiles.

(2) Crocodiles taken, killed, acquired or possessed under Subsection (1) shall be disposed of as the Conservator directs.

23. Permit to take etc., crocodiles.

(1) The Conservator may, on the application of a bona fide representative of a scientific or zoological organization approved by him, issue to that representative a permit authorizing the taking, killing, acquiring, possession, disposal or export of crocodiles in accordance with the permit.

(2) A permit under Subsection (1) may specify—

(a) the number, size and species of crocodiles that may be taken, killed, acquired, possessed, disposed of or exported; and

(b) the area within which the crocodiles may be so taken, killed, acquired or possessed; and

(c) such further or other conditions as may seem necessary or desirable to the Conservator.

(3) A person who takes, kills, acquires, possesses, disposes of or exports crocodiles in contravention of a condition of a permit under this section is guilty of an offence.

Penalty: A fine not exceeding K100.00 for each crocodile.

(4) In any proceeding under this Act, the onus of proving that a crocodile was obtained by virtue of a permit under this section is on the defendant.

24. Levy.

(1) The holder of a licence to export crocodiles under this Act shall pay to the State a levy on crocodiles exported by him at the rate fixed by the Minister, from time to time, by notice in the National Gazette.

(2) A levy payable under this section shall be collected and paid in the prescribed manner.

25. Evidence.

(1) In any proceeding under this Act, evidence that at the time of the offence a person was in possession of, or had recently been in possession of, crocodiles, and—

- (a) had in his possession or charge, or under his control, any vessel, boat, canoe, net trap, gun or other equipment used or adapted for taking, killing, acquiring, keeping or disposing of crocodiles, or any vessel, boat or canoe used for trade; or
- (b) was the owner, occupier or manager of a store or other premises used for acquiring or disposing of crocodiles, or was the servant or agent of such owner, occupier or manager; or
- (c) was the holder of a licence under—
 - (i) the *Licences Act* (T.N.G.); or
 - (ii) the *Trading Act*; or
 - (iii) the *Business Licences Act 1971*¹,

is prima facie evidence that the person was acquiring or disposing of crocodiles.

(2) In any proceeding under Section 4 or 9, evidence that a crocodile was found packaged with an overseas address is prima facie evidence that the person who affixed the address or caused the address to be affixed attempted to export that crocodile.

26. Regulations.

(1) The Head of State, acting on advice, may make regulations, not inconsistent with this Act, prescribing all matters that by this Act are required or permitted to be prescribed, or that are necessary or convenient to be prescribed, for carrying out or giving effect to this Act, and in particular for prescribing—

- (a) the returns to be made by licensees; and
- (b) the fees to be paid to the Conservator in respect of a licence or permit; and
- (c) restrictions or prohibitions on methods and devices used in the taking, killing or keeping of crocodiles; and
- (d) the returns to be made by the owner, occupier or manager of a crocodile farm; and
- (e) conditions to be observed by the owner, occupier or manager of a crocodile farm; and
- (f) penalties of fines not exceeding K200.00 and default penalties of fines not exceeding K20.00 for offences against the regulations.

(2) The regulations may apply to or have operation in the whole or any part of the country, may be of general or specially limited application according to time, place or circumstances, and may be general or restricted to a specified class or subject matter.

¹This Act was not in force at the time of this up-dating.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 213.

Crocodile Trade (Protection) Regulation.

ARRANGEMENT OF SECTIONS.

1. Interpretation—
 - "belly width"
 - "Company Crocodile Buyers Licence"
 - "Crocodile Exporters Licence"
 - "Crocodile Traders Licence"
 - "hornback skin"
 - "licensee"
 - "owner"
 - "prescribed fee".
2. Restrictions on size.
3. Licences.
4. Services to be provided.
5. Returns by holders of licences.
6. Special conditions of licences.
7. Export of crocodiles.
8. Registration of crocodile farms.
9. Authorization to take etc.,
10. Permit to take crocodiles.
11. Levy.
12. Warrant.
13. False representation, etc.

SCHEDULES.

SCHEDULE 1.—

- FORM 1.—Application for a Crocodile Traders Licence.
- FORM 2.—Crocodile Traders Licence.
- FORM 3.—Application for a Company Crocodile Buyers Licence.
- FORM 4.—Company Crocodile Buyers Licence.
- FORM 5.—Application for a Crocodile Exporters Licence.
- FORM 6.—Crocodile Exporters Licence.
- FORM 7.—Quarterly Return by a Crocodile Trader or Company Crocodile Buyer.
- FORM 8.—Application for and Permit to Export Crocodile skins.
- FORM 9.—Application to Register Crocodile Farm.
- FORM 10.—Certificate of Registration of Crocodile Farm.
- FORM 11.—Half Yearly Return for Registered Crocodile Farm.
- FORM 12.—Authorization to take Crocodiles.
- FORM 13.—Application to take Crocodiles.
- FORM 14.—Permit to take Crocodiles.

SCHEDULE 2.—Fees.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 213.

Crocodile Trade (Protection) Regulation.

MADE under the *Crocodile Trade (Protection) Act*.

1. Interpretation.

In this Regulation, unless the contrary intention appears—

“belly width” means the width of a crocodile skin on which at least the two outer longitudinal rows of raised scutes posterior to the nuchal shield are present and is the distance across the belly between the outer edges of the outer scutes in the third transverse scale row behind the nuchal shield, outer in all cases meaning furthest from the middorsal line;

“Company Crocodile Buyers Licence” means a licence to acquire crocodiles for export under Section 5(1)(b) of the Act;

“Crocodile Exporters Licence” means a licence to export crocodiles under Section 5(1)(c) of the Act;

“Crocodile Traders Licence” means a licence to acquire and dispose of crocodiles under Section 5(1)(a) of the Act;

“hornback skin” means a crocodile skin which has been cut along the midventral line and which contains the complete longitudinal rows of raised scutes of the back behind the nuchal shield;

“licensee” means the holder of a licence under Section 5 of the Act, and the owner of a crocodile farm registered under Section 11 of the Act;

“owner” in relation to a crocodile farm means the owner, occupier or manager;

“prescribed fee” means the fee set out in Schedule 2.

2. Restrictions on size.

(1) Subject to Subsection (3) or to a condition on a licence or certificate of registration granted under the Act, a licensee or person who is required to hold a licence under the Act shall not acquire, dispose of, export or be in possession of a crocodile having a belly width greater than 510mm or less than 180mm.

(2) A licensee or person who is required to hold a licence under the Act shall not acquire, dispose of, export or be in possession of a hornback skin on which the distance across the back between the outer edges of the outer longitudinal rows of raised scutes posterior to the nuchal shield, measured at the third transverse row behind the nuchal shield is greater than 170mm or less than 60mm, outer in all cases meaning further from the middorsal line.

3. Licences.

(1) The Minister may, on receipt of an application and the prescribed fee—

(a) for a licence in Form 1 to acquire and dispose of crocodiles—grant a licence in Form 2; and

(b) for a licence in Form 3 to acquire crocodiles for export—grant a licence in Form 4; and

(c) for a licence in Form 5 to export crocodiles—grant a licence in Form 6.

(2) A licence granted under Section 5(1)(b) of the Act ceases to be in force when—

(a) the licence under Section 5(1)(c) of the Act expires, if it is not renewed; or

(b) the licence under Section 5(1)(c) of the Act is cancelled under Section 7 of the Act.

4. Services to be provided.

(1) Subject to Subsection (2) a person who holds a licence under Section 5(1)(a) or (b) of the Act shall provide a buying service during the period of validity of the licence.

(2) Where the licensee intends to cease purchasing during the period of validity of a licence under Section 5(1)(a) of the Act he must give written notice to the Conservator.

Penalty: A fine not exceeding K200.00.

(3) The licensee must, during the period of validity of the licence, keep and maintain reasonable quantities of materials required for the preparation and preservation of crocodile skins.

Penalty: A fine not exceeding K200.00.

5. Returns by holders of licences.

(1) The holder of a licence granted under Section 5(1)(b) of the Act must, within 14 days of 31 March, 30 June, 30 September and 31 December in each year, complete and forward a return in Form 7.

(2) A person who fails to submit a quarterly return under Subsection (1) is guilty of an offence.

Penalty: A fine not exceeding K50.00.

Default penalty: A fine not exceeding K2.00.

6. Special conditions of licences.

Without limiting in any way the powers of the Minister or his delegate under Section 6(5) of the Act, special conditions may be imposed on any licence to provide for—

(a) the acquisition, disposal, export and possession of by-products of crocodiles other than the skin; and

(b) the marking, branding, or tagging of a crocodile.

7. Export of crocodiles.

(1) The holder of a licence to export crocodiles under Section 5(1)(c) of the Act shall make application in Form 8 in respect of each consignment of crocodiles intended for export.

(2) The Minister may grant written permission for the export in respect of which application has been made under Subsection (1).

(3) A person who exports a crocodile without the prior written permission of the Minister under Subsection (2) is guilty of an offence.

Penalty: A fine not exceeding K100.00 in respect of each crocodile.

8. Registration of crocodile farms.

(1) The owner of a crocodile farm—

(a) where at any time 200 or more live crocodiles are kept; or

(b) who himself, or an employee of whom, holds or is required to hold any licence or permit under the Act,

must apply to register the farm in Form 9.

(2) The owner of a crocodile farm who is not a citizen must apply to register the farm.

(3) An owner of a crocodile farm who fails to apply to register a farm under Subsection (1) or (2) is guilty of an offence.

Penalty: A fine not exceeding K100.00.

Default penalty: A fine not exceeding K5.00.

(4) The Conservator may issue a certificate of registration in Form 10, and the certificate shall be valid for 12 months from the date of issue and may be subject to conditions.

(5) The owner of a crocodile farm who fails to comply with a condition imposed under Subsection (4) is guilty of an offence.

Penalty: A fine not exceeding K200.00.

Default penalty: A fine not exceeding K20.00.

(6) The owner of a registered crocodile farm must, within 14 days of 30 June and 31 December in each year, forward to the Conservator a return in Form 11.

Penalty: A fine not exceeding K200.00.

Default penalty: A fine not exceeding K20.00.

(7) An application under this section shall be accompanied by the prescribed fee.

(8) The Conservator may cancel the registration of a farm—

(a) if the requirements of Subsection (1) or (2) are no longer met; or

(b) if a licence under the Act held by the owner or an employee, and which is necessary to the continuation of the farm, is cancelled under Section 7 of the Act.

(9) In the event of a cancellation under Subsection (8), the Conservator may direct the disposal of any crocodiles kept on the farm.

9. Authorization to take, etc.

(1) The Conservator may authorize, in Form 12, a person to take, kill, acquire, dispose of or possess crocodiles.

(2) Any person who fails to act in accordance with the conditions of the authorization under Subsection (1) is guilty of an offence.

Penalty: A fine not exceeding K100.00.

10. Permit to take crocodiles.

An application for a permit to take, kill, acquire, possess, dispose of or export crocodiles under Section 23 of the Act shall be in Form 13, and a permit under that Section shall be in Form 14.

11. Levy.

(1) The Minister may, from time to time by notice in the National Gazette fix a declared market value for unit measurement for crocodiles exported for the purposes of Section 24 of the Act.

(2) The levy shall be 15% of the declared market value.

(3) The declared market value may be single value, or may differ for species, grades or sizes of crocodiles.

(4) The levy payable shall be calculated by the exporter and tendered with the application for each export consignment under Section 7.

12. Warrant.

A warrant under Section 13(4) of the Act shall be in the form prescribed under the *Search Act*.

13. False representation, etc.,

Where, for any purpose connected with or in relation to this Regulation, a person—

(a) makes, or causes to be made a representation that is to his knowledge, false or misleading in a material particular; or

(b) conceals, causes or permits to be concealed any material circumstance,

is guilty of an offence.

Penalty: A fine not exceeding K100.00.

SCHEDULE 1.

PAPUA NEW GUINEA.
Crocodile Trade (Protection) Act.

Act, Sec. 5(1)(a).

Form 1.

Reg., Sec 3(a).

APPLICATION FOR A CROCODILE TRADERS LICENCE.

The Conservator of Fauna,

I, (*name in full, underline surname*) of (*full postal address*) apply for a licence to acquire and dispose of crocodiles and tender the prescribed fee of K10.00 and provide the following information: —

1. Date of birth (*if citizen*):

OR

date of arrival in Papua New Guinea: (*Note 1*)

Name of Local Government Council area in which I propose to acquire and dispose of crocodiles: (*Notes 2 and 3*).

I am resident in that Council area and my full residential address is:

I wish to acquire and dispose of:

- crocodile skins
 live crocodiles for farms

(*place tick in one or both boxes*).

2. I agree to comply with the provisions of the *Crocodile Trade (Protection) Act* and Regulations.
3. I agree to comply with conditions imposed on my licence by the Minister.

Dated 19 .

(*Signature of Applicant.*)

- NOTES:** 1. A licence will not be granted to a person who has not been resident in Papua New Guinea for two years immediately preceding the application.
2. A licence will not be granted to a person who is not normally resident in the Local Government Council area referred to.
3. A licence will not be granted until the Minister has consulted with the Local Government Council referred to. A period of two months should be allowed for this to be done. Until you receive the licence signed by the Minister you should not begin trading in crocodiles or skins.

Ch. No. 213

Crocodile Trade (Protection)

PAPUA NEW GUINEA.
Crocodile Trade (Protection) Act.

Act, Sec.5(1)(a).

Form 2.

Reg., Sec. 3(a).

CROCODILE TRADERS LICENCE.

(Name in full) of _____ who, in my opinion—

(a) has been resident in Papua New Guinea for no less than two years immediately preceding the application for this licence; and

(b) is normally resident in the Local Government Council area specified below,

is licensed to acquire and dispose of living crocodiles and/or crocodile skins for a period of 12 months from the date of granting this licence and in accordance with the conditions printed below—

Dated _____ 19 ____

Minister for _____

Conditions of Licence.

1. The licensee shall not acquire, dispose of or have in his possession or control a crocodile or crocodile skin with a belly width greater than 510mm.
2. The licensee shall not acquire, dispose of or have in his possession or control a hornback skin on which the distance across the back between the outer longitudinal rows of raised scutes, measured at the third transverse row of scutes behind the nuchal shield (the same points as for measuring a belly skin) is greater than 170mm or less than 60mm.
3. The licensee shall not acquire, dispose of or have in his possession or control a crocodile skin with a belly width less than 180mm.
4. The licensee shall not acquire, dispose of or have in his possession or control a crocodile skin if there are not on the skin two lateral rows of scutes on either side of the skin of the abdomen.
5. The licensee shall complete and forward quarterly returns in Form 7 within 14 days of 31 March, 30 June, 30 September and 31 December in each year.
6. The licensee may acquire and dispose of crocodiles only in the _____ Local Government Council area.
7. The licensee, if this licence is endorsed for trading in living crocodiles for farms may trade in living crocodiles less than 180mm in belly width, provided that where such a crocodile dies while in the licensee's possession or control, he must destroy the carcass as soon as possible and must not remove or retain the skin.
8. The licensee must provide buying service during the period for which this licence is valid.
9. The licensee must advise the Conservator in writing within 14 days of ceasing to trade in crocodiles.
10. The licensee must keep and maintain reasonable quantities of materials required for the preparation and preservation of crocodile skins during the period for which the licence is valid.
11. This licence is not transferable.
12. Special conditions: —

NOTES: 1. You should apply to renew your licence at least two months before the date it expires.
2. This licence may be cancelled by the Minister if the licensee is convicted of an offence against the Act or fails to comply with a condition of the licence.

Crocodile Trade (Protection)

Ch. No. 213

PAPUA NEW GUINEA.
Crocodile Trade (Protection) Act.

Act, Sec. 5(1)(b).

Form 3.

Reg., Sec. 3(1)(b).

APPLICATION FOR A COMPANY CROCODILE BUYERS LICENCE.

The Conservator of Fauna,

We apply for a licence for an employee to acquire crocodiles for export and tender the prescribed fee of K20.00 and provide the following information: —

1. Full name of exporting company:

Registered company address:

Postal address:

Crocodile Exporters Licence No. and date of expiry 19 .

Full name of employee in respect of whom this application is made:

Date of birth (*of citizen*):

OR

Date of entry to Papua New Guinea: (*Note 1*):

Name of Local Government Council area in which employee is resident and it is proposed that he acquire crocodiles: (*Notes 2 and 3*).

Employee is to acquire—

live crocodiles (*Note 4*)

crocodile skins

(*place tick in one or both squares*).

2. The employee named above has been trained in the preparation and preservation of crocodile skins, the grading of crocodile skins, the provisions of this Act and Regulation and if appropriate, the care and transport of living crocodiles.
3. The Company is aware of its liability should an employee contravene a provision of the Act or Regulations.
4. The Company is aware that the person named above is deemed to remain an employee until such time as the Conservator is notified that he/she has ceased to be an employee.

Dated , 19 .

Signature and position with Company.

(*Note 5*).

This part to be completed by the employee.

1. I agree to comply with the provisions of the *Crocodile Trade (Protection) Act* and the Regulations.
2. I am a resident of the Local Government Council Area.
3. I understand that I may dispose of crocodile skins and/or live crocodiles only to the export company making this application.
4. I agree to comply with conditions imposed on my licence by the Minister.

Dated , 19 .

(*Signature of Employee.*)

- NOTES:** 1. A licence will not be granted to a person who has not been resident in Papua New Guinea for two years immediately preceding the application.
2. A licence will not be granted to a person who is not normally resident in the Local Government Council area referred to.
3. A licence will not be granted until the Minister has consulted with the Local Government

Crocodile Trade (Protection)

Council referred to. A period of two months should be allowed for this to be done. Until you receive the licence signed by the Minister you should not begin trading in crocodiles or crocodile skins.

4. The licence will be endorsed for the acquiring of live crocodiles only if the company is the owner of a registered crocodile farm.
5. Application should be signed here by a director or officer who is enabled to sign applications under the Exporters Licence.

PAPUA NEW GUINEA.
Crocodile Trade (Protection) Act.

Act, Sec. 5(1)(b).

Form 4.

Reg. Sec. 3(b).

COMPANY CROCODILE BUYERS LICENCE.

(Name in full) of _____ who, in my opinion—

(a) has been resident in Papua New Guinea for no less than two years immediately preceding the application for this licence; and

(b) is normally resident in the Local Government Council area specified below

is licenced to acquire living crocodiles and/or crocodile skins on behalf of _____ of _____ operating under Crocodile Exporters Licence No. _____ for a period of 12 months from the date of granting of this licence and in accordance with the conditions printed below—

Dated _____, 19 _____

Minister for

Conditions of Licence.

1. The licensee shall not acquire, dispose of or have in his possession or control a crocodile or crocodile skin with a belly width greater than 510mm.
2. The licensee shall not acquire, dispose of or have in his possession or control a hornback skin on which the distance across the back between the outer edges of the outer longitudinal rows of raised scutes, measured at the third transverse row of scutes behind the nuchal shield (the same points as for measuring a belly skin) is greater than 170mm or less than 60mm.
3. The licensee shall not acquire, dispose of or have in his possession or control a crocodile skin with a belly width less than 180mm.
4. The licensee shall not acquire, dispose of or have in his possession or control a crocodile skin if there are not on the skin two lateral rows of scutes on either side of the skin of the abdomen.
5. The licensee shall complete and forward quarterly returns in Form 7 within 14 days of 31 March, 30 June, 30 September and 31 December in each year.
6. The licensee may acquire and dispose of crocodiles only in the _____ Local Government Council area.
7. The licensee, if this licence is endorsed for trading in living crocodiles for farms may trade in living crocodiles less than 180mm in belly width, provided that where such a crocodile dies while in the licensee's possession or control, he must destroy the carcass as soon as possible and must not remove or retain the skin.
8. The licensee must provide a buying service during the period for which this licence is valid.
9. The licensee is deemed to remain an employee of the Company until the Conservator receives written advice that he/she has ceased to be an employee.
10. The licensee must keep and maintain reasonable quantities of materials required for the preparation and preservation of crocodile skins during the period for which the licence is valid.
11. The licensee may dispose of crocodiles only to the Company.
12. This licence is not transferable.
13. Special conditions: —

NOTES: 1. The Company should apply to renew this licence at least two months before the date it expires.

2. This licence may be cancelled by the Minister if the licensee is convicted of an offence against the Act or fails to comply with the condition of the licence.

3. This licence ceases to be valid if the Company's Crocodile Exporters Licence is cancelled, or if the Company fails to renew its Crocodile Exporters Licence.

4. This licence ceases to be valid with respect to live crocodiles should the Company cease to be owner of a registered crocodile farm.

Ch. No. 213

Crocodile Trade (Protection)

PAPUA NEW GUINEA.

Crocodile Trade (Protection) Act.

Act, Sec. 5(1)(c).

Form 5.

Reg., Sec. 3(1)(c).

APPLICATION FOR CROCODILE EXPORTERS LICENCE.

Conservator of Fauna,

I/We apply for a licence to export crocodiles and tender the prescribed fee of K100.00.

Name (if person, name in full, underline surname; if company full registered name) of

1. If applicant is not a company, show here details of Crocodile Traders Licence No. and
date of expiry 19

2. If the applicant is a company—

registered address of company:

company Crocodile Buyers Licences already held by employees of the company: —

Name.	Licence No.	Date of expiry.
-------	-------------	-----------------

Names and signatures of directors or officers of the company who may sign applications to export, etc., on behalf of the company: —

Name.	Signature.	Position.
-------	------------	-----------

I/We agree to comply with the provisions of the *Crocodile Trade (Protection) Act* and Regulations.

I/We agree to comply with conditions imposed on my/our Crocodile Exporters Licences by the Minister.

Dated , 19

(Signature of Applicant.)

Crocodile Trade (Protection)

Ch. No. 213

PAPUA NEW GUINEA.

Crocodile Trade (Protection) Act.

Act, Sec.5(1)(c).

Form 6.

Reg.,Sec.3(1)(b).

CROCODILE EXPORTERS LICENCE.

(Name) of _____ is licensed to export crocodiles for a period of 12 months from the date of granting of this licence and in accordance with the conditions printed below—

Dated _____, 19 _____

Minister for

Conditions of Licence.

1. The licensee shall not acquire, dispose of or have in his possession or control a crocodile or crocodile skin with a belly width greater than 510mm.
2. The licensee shall not acquire, dispose of, or have in his possession or control, a hornback skin on which the distance across the back between the outer edges of the outer longitudinal rows of raised scutes, measured at the third transverse row of scutes behind the nuchal shield (the same as for measuring a belly skin) is greater than 170mm or less than 60mm.
3. The licensee shall not acquire, dispose of, or have in his possession or control, a crocodile skin with a belly width less than 180mm.
4. The licensee shall not acquire, dispose of, or have in his possession or control, a crocodile skin if there are not on the skin two lateral rows of scutes on either side of the skin of the abdomen.
5. The licensee shall make written application to the Conservator in Form 8, specifying the species, size and grade of each crocodile and lodge this at least 14 days prior to any export of crocodiles and lodge any levy due on the export at the same time.
6. The licensee shall not export any crocodile before being granted a permit to export crocodiles and copy of a permit must accompany the shipment.
7. Each container of crocodiles to be exported should be clearly marked "CITES" and "ORIGIN PAPUA NEW GUINEA" in letters at least 60mm high.
8. Each crocodile skin prepared for export is to be marked with a non-reusable tag of material, colour and design approved by the Conservator, and applied with a tool and in such a place as approved by the Conservator. The primary purpose of the tag is to identify each species of crocodile for the Management Authority of the importing country.
9. This licence is not transferable.
10. Special conditions:

NOTE: You should apply to renew your licence at least one month before its date of expiry.

Ch. No. 213

Crocodile Trade (Protection)

**PAPUA NEW GUINEA.
Crocodile Trade (Protection) Act.**

Act, Sec.26.

Form 7.

Reg., Sec.5.

QUARTERLY RETURN BY CROCODILE TRADER OR COMPANY CROCODILE BUYER.

Conservator of Fauna.

This return is to be forwarded within 14 days of 31 March, 30 June, 30 September and 31 December in each year.

Name of licensee:

Postal address:

Licence No. Date of expiry 19 .

Period covered by this return—quarter ending.

Price paid per inch (25.4mm) per first grade 13 inch (330mm) skins
during the quarter: Saltwater K . Freshwater K

Details of crocodiles acquired during the quarter: (Note).

Date.	Species.	Crocodile skins.			Live crocodiles.		Place caught or killed.
		Size	Grade	Cut. BW or HB	Size	BW	
	FW/SW						

(use as many forms as necessary).

I certify that to the best of my knowledge and belief the information provided in this return is true and accurate.

Dated 19 .

(Signature of Licensee.)

Note: If the licensee maintains a purchase docket book or other record containing all the information required in the above table, he may attach a copy of each such docket, etc., covering crocodiles acquired during the quarter to this form, instead of filling in the columns above.

**PAPUA NEW GUINEA.
Crocodile Trade (Protection) Act.
International Trade (Fauna and Flora) Act 1979.
Customs (Prohibited Exports) Regulation.**

Convention on International Trade in Endangered Species of Wild Fauna and Flora.

Reg., Sec.7.

Form 8.

APPLICATION FOR AND PERMIT TO EXPORT CROCODILE SKINS.

Permit to Export Crocodile Skins No.

Export Country: Papua New Guinea. Valid for three months from issue.

This permit is issued to of who declares that he is aware of the provisions of the *Convention of the International Trade (Fauna and Flora) Act* and of the *Crocodile Trade (Protection) Act*, for the purpose of exporting skins of specimens of species listed as specified on the attached Appendix.

Crocodile Trade (Protection)

Ch. No. 213

These species are consigned to _____ of (address) _____ (Country).

Full name of exporter:

Crocodile Exporter's Licence No. _____ date of expiry _____, 19 _____

Total number of skins in this application—

Crocodylus novaeguineae (Fresh water crocodile):

Crocodylus porosus (Salt water crocodile):

Number of containers: _____ . Marks on containers:

Address where skins may be inspected:

Address where permit should be sent:

Method of export: _____ . Departure date: _____ 19 _____ . Port:

Export levy—total number of inches

Total levy: K _____ . Payment attached: K _____

Dated _____ 19 _____

(Signature of Applicant)

Conditions of Export.

1. Two copies of this form are to be completed by the applicant. The copies must agree in all respects, and must reach the Conservator at least 14 days before proposed export.
2. One signed and stamped copy will be returned to the applicant. That copy must accompany the consignment.
3. Every skin to be exported must be accurately described on the attached sheet.
4. Any skin acquired or possessed in contravention of the *Crocodile Trade (Protection) Act* is a prohibited export under the *Customs Act*
5. Each skin prepared for export is to be marked with a non-reusable tag as approved by the Conservator.
 Freshwater skins are to be marked with a _____ tag,
 Saltwater skins with a _____ tag.
6. Each container for export to be marked with the words "CITIES" and "ORIGIN PAPUA NEW GUINEA" in letters 60mm high.
7. Other conditions: —

Permission is granted to export the crocodile skins detailed in this permit.

Dated _____ 19 _____

Conservator of Fauna.
(Management Authority)

This permit is not valid unless original stamp and signature of Conservator appear here*

Stamps of authorities inspecting:

(a) an exportation* _____ (b) an importation* _____

*This stamp voids the permit for further trade purposes and this permit shall be surrendered to the Management Authority.

APPENDIX.

Export of crocodile skins by (exporter) from (Port) to (destination).

Freshwater Belly.	Saltwater Belly.	Freshwater Hornback.	Saltwater Hornback.	Total No. of inches.
Grades	Grades	Grades	Grades	
I II III	I II III	I II III	I II III	

Departmental use only.

1. Total number of skins:
2. Value as per Export Entry (Actual Value):
3. Total number of inches:
4. Value per inch (for purpose of Export Levy only) K
5. Value of skins for calculation of Levy K
6. Levy K

Export Permit No.:

PAPUA NEW GUINEA.
Crocodile Trade (Protection) Act.

Act, Sec. 11.
Reg., Sec. 8.

Form 9.

APPLICATION TO REGISTER CROCODILE FARM.

Conservator of Fauna,

I, (*name in full, underline surname or full registered company name*) of (*address*) apply to register a Crocodile Farm and tender the prescribed fee of K5.00 and provide the following information:—

1. Full name of owner of farm:

Full postal address:

Registered address of Company:

Name of manager or occupier of farm (*if not the owner*):

Location of farm (*give portion or lot number if applicable*):

Number of crocodiles on farm on date of application—

Freshwater:

Saltwater:

Maximum number of crocodiles planned for farm (*if known*):

Name of farm (*if any*):

Details of licences held under this Act by owner,
manager, occupier, employees, etc.—

Name:

Licence No.

Date of expiry:

Details of any licences applied for—

Name:

Type of licence:

2. I agree to comply with the provisions of the *Crocodile Trade (Protection) Act* and Regulations.
3. I agree to comply with any conditions of registration imposed by the Conservator.

Dated , 19 .

(Signature of Applicant.)

NOTE: A crocodile farm must be registered if—

- (a) 200 or more crocodiles are kept on it at any one time; or
- (b) the owner, occupier, manager or an employee hold or are required to hold any licence under the Act; or
- (c) where the owner, occupier or manager is not a citizen.

Crocodile Trade (Protection)

Ch. No. 213

PAPUA NEW GUINEA.
Crocodile Trade (Protection) Act.

Act, Sec. 11.

Form 10.

Reg., Sec. 8.

CERTIFICATE OF REGISTRATION OF CROCODILE FARM.

(Name in full, underline surname) of (address) has registered the Crocodile Farm details of which are given below, for a period of 12 months from the date of this certificate, and must comply with the conditions printed below.

Dated _____, 19 ____ .

Conservator of Fauna.

Details of farm:

Name of farm:

Location of farm:

Owner of farm:

Name of manager or person in charge:

Conditions of Registration

1. The licensee shall not acquire, dispose of or have in his possession or control, a crocodile or crocodile skin with a belly width greater than 510mm.
2. The licensee shall not acquire, dispose of or have in his possession or control, a hornback skin on which the distance across the back between the outer edges of the outer longitudinal rows of raised scutes, measured at the third transverse row of scutes behind the nuchal shield (the same points as for measuring a belly skin) is greater than 170mm or less than 60mm.
3. The licensee shall not acquire, dispose of or have in his possession or control a crocodile skin with a belly width less than 180mm.
4. The licensee shall not acquire, dispose of or have in his possession or control a crocodile skin if there are not on the skin two lateral rows of scutes on either side of the skin of the abdomen.
5. Any licence required to be held by the owner, manager, occupier or an employee to enable the lawful acquisition of crocodiles for the farm must be valid at all times.
6. Where a living crocodile with belly width under 180mm dies on the farm, the owner must destroy the carcase as soon as possible and must not remove or retain the skin.
7. Where a living crocodile kept on the farm is found to have grown to exceed 510mm in belly width, the owner shall—
 - (a) place the crocodile in a separate pen; and
 - (b) advise the Conservator in writing as soon as practicable; and
 - (c) advise the nearest office where a Wildlife or Rural Development Officer is posted; and
 - (d) maintain the crocodile until he is advised by the Conservator of action to be taken with respect to the crocodile.
8. Where unusual numbers of crocodiles die or become ill on the farm, the owner shall—
 - (a) advise the Conservator by telephone or telegram or if this is not possible, in writing; and
 - (b) advise the nearest office where a Wildlife or Rural Development Officer is posted; and
 - (c) if practicable, separate the ill or infected crocodiles into separate pens.
9. In the event of an outbreak of disease, etc., the Conservator may direct that no crocodile be moved into or off the farm until the cause of the disease has been investigated and action taken to prevent its spread.
10. The owner should allow Rangers and Wildlife Officers access to the farm at any reasonable time for the purposes of inspection of the farm and crocodiles, and should make available information of

- acquisition, stock held, feeding, deaths, illness and losses and disposed of crocodiles, if requested.
11. Should the circumstances of the farm change in any way so that the farm no longer is required to be registered, the owner may advise the Conservator in writing of the new circumstances. The Conservator may then cancel the registration. However, at the owner's request the farm may remain registered even if it does not meet the requirements of Section 7 of the Act.
 12. The owner of a farm must ensure that a live crocodile is not kept or transported under conditions likely to result in the death of that crocodile by physical injury, disease, thirst, starvation, exposure to heat, cold or lack of oxygen, trampling, suffocation, or any other cause except slaughter for commercial purposes.
 13. The owner of a farm must ensure that, as far as practicable, injured or diseased crocodiles are kept apart from other crocodiles on the farm.
 14. The owner of a farm shall complete and forward a half-yearly return in Form 11 within 14 days of 30 June and 31 December in each year.
 15. Where the owner or occupier or an employee on a farm is not a citizen, he may kill a crocodile on the farm providing all other conditions are complied with.

NOTES: 1. You should apply to renew this registration at least one month before the date it expires.
 2. The Conservator may cancel the registration of a farm if a licence held by the owner or an employee and which is necessary to the continuation of the farm is cancelled under Section 7 of the Act.
 3. The owner of a crocodile farm who fails to comply with a condition of a Certificate of Registration is liable to a fine not exceeding K200.00 with a default penalty not exceeding K20.00.

PAPUA NEW GUINEA.
Crocodile Trade (Protection) Act.

Act, Sec. 11.
 Reg., Sec. 8.

Form 11.

HALF YEARLY RETURN FOR REGISTERED CROCODILE FARM.

Conservator of Fauna,
 (This return is to be forwarded with 14 days of 30 June and 31 December in each year.)

Name of owner of farm: _____
 Address: _____ Registered No. of farm: _____
 Name of farm: _____ Name of manager or person in charge: _____
 Details of licences held in relation to farm—

Name.	Licence No.	Date of expiry.
-------	-------------	-----------------

 Period covered by this return—half year ended: _____
 Total stock of crocodiles on hand before period covered by this return—
 Freshwater: _____ Saltwater: _____
 Total stock of crocodiles on hand at the end of the period covered by this return—
 Freshwater: _____ Saltwater: _____
 Details of all crocodiles added to stock during period (e.g. acquired, caught, etc.)—

Species:	No.	Size:
----------	-----	-------

 Details (acquired, caught etc.): _____

I certify that to the best of my knowledge and belief, the information provided in this return is true and accurate.

Dated _____ 19 ____

(Signature of Owner.)

NOTE: If the owner maintains a stock record containing all the information required in Items 8,9,10 and 11 of the *Conditions of Registration*, he may attach a copy of each page or card covering the period to this return and need not fill in the columns above.

Crocodile Trade (Protection)

Ch. No. 213

PAPUA NEW GUINEA.

Crocodile Trade (Protection) Act.

Act, Sec.22.

Form 12.

Reg., Sec.9.

AUTHORIZATION TO TAKE CROCODILES.

(*Name and position*) of (*department or authority, address*); is authorized to—take/kill/acquire/possess/export *the following crocodiles: —

Species. No.

Subject to the following conditions: —

1. The authorized officer will carry out the above acts only as part of his official duties.
2. The authorized officer may carry out the above acts only in the following area or areas: —
3. Where necessary the authorized officer will consult with landowners and obtain their consent to carry out his work on traditionally owned land.
4. The crocodiles will be kept or disposed of in the following manner: —
5. This authorization is valid until 19 .
6. Other conditions:

Dated 19 .

Conservator of Fauna.

*Strike out whichever is inapplicable.

NOTE: An officer who fails to act in accordance with this authorization is liable to a fine not exceeding K100.00.

APPLICATION TO TAKE CROCODILES.

Conservator of Fauna,

1. I, (*full name*), (*position*) of the (*full name and address of institution*) nominate (*full name of representative*) of (*address*) and request permission for him/her* to take/kill/acquire/possess/dispose of *the following crocodiles: —

Species.	No.	Size, etc.
----------	-----	------------

2. The crocodiles will be in the following area(s): —

3. In support of this application the following information is supplied: —

- (a) full details of the project or research proposal requiring the crocodiles (*attach*); and
- (b) details of the aims and activities of this institution (*attach*); and
- (c) details of the nominated representative including his experience and ability to identify the species of crocodiles, etc., (*attach*).

Dated 19 .

(*Signature of Applicant.*)

- 4. (a) I will not export any crocodiles without first obtaining a permit to export from the Conservator; and
- (b) I will comply with all provisions of the *Crocodile Trade (Protection) Act* and other laws in force in Papua New Guinea; and
- (c) I will first consult with landowners and obtain their permission before entering traditional or private land to take or mark any crocodiles; and
- (d) I will comply with all conditions of my permit if granted.

Dated 19 .

(*Signature of Representative.*)

*Strike out whichever is inapplicable.

Crocodile Trade (Protection)

Ch. No. 213

PAPUA NEW GUINEA.
Crocodile Trade (Protection) Act.

Act, Sec. 23.
Reg., Sec. 10.

Form 14

PERMIT TO TAKE CROCODILES.

(Name in full, underline surname) of _____ is permitted to take/kill/acquire/possess/dispose of* the following crocodiles: —

Species. _____ No. _____ Size etc. _____

on behalf of the (name of institution) and subject to the conditions printed below.

Dated _____ 19 _____

Conservator of Fauna.

*Strike out whichever is inapplicable.

Conditions of Permit.

1. The crocodiles listed may be _____ in the following area(s): —
2. The holder of this permit may not take crocodiles in any Sanctuary, Protected Area, National Park, Wildlife Management Area, or other area protected by law, without express permission under the relevant legislation.
3. This permit is valid until _____ 19 _____.
4. The holder may not export crocodiles without first obtaining the necessary permit to export from the Conservator.
5. The holder must comply with the provisions of the *Crocodile Trade (Protection) Act*, the *Fauna (Protection and Control) Act* and other conservation legislation.
6. The holder, where he wishes to take, kill or mark crocodiles on traditional land will—
 - (a) consult with the landowners and obtain their consent; and
 - (b) be considerate of public opinion and cease his activities if requested to do so.
7. The holder must have a copy of this permit in his possession at all times he is acting under it, and produce it on request by a Ranger, Wildlife Officer, Police Officer or landowner.
8. The holder will allow a Ranger or Wildlife Officer to inspect the area and facilities where any crocodiles are being held.
9. The holder will advise the Conservator in writing, within 14 days of—
 - (a) the completion of his project under the permit or the date of expiry of the permit; and
 - (b) full details of all crocodiles taken, possessed, etc., under the permit.
10. Any crocodiles no longer required by the holder shall be disposed of as directed by the Conservator.
11. Where the holder is marking and releasing crocodiles, he shall—
 - (a) use only approved brands or marks; and
 - (b) not hold crocodiles longer than _____ before releasing them; and
 - (c) not move a crocodile more than 1 km from its capture area; and
 - (d) not dispose of crocodiles except by release unless this permit allows otherwise.
12. *Special conditions.*

NOTE Should the holder fail to comply with a condition of this permit, he is liable to a fine not exceeding K100.00 for each crocodile.

Ch. No. 213

Crocodile Trade (Protection)

SCHEDULE 2.

Act, Sec., 26(b).

FEES.

	K
Licence to acquire and dispose of crocodiles	10.00
Licence to acquire crocodiles for export	20.00
Licence to export crocodiles	100.00
Registration of crocodile farm	5.00

INDEPENDENT STATE OF PAPUA NEW GUINEA.

CHAPTER NO. 213.

Crocodile Trade (Protection) Act.

APPENDIX. 1.

SOURCE OF THE CROCODILE TRADE (PROTECTION) ACT.

Part A.—Previous Legislation.

Crocodile Trade (Protection) Act 1974. (No. 37 of 1974).

Part B.—Cross References.

Section, etc., in Revised Edition.	Previous Reference ¹ .	Section, etc., in Revised Edition.	Previous Reference ¹ .
1	1	14	15
2	3	15	16
3	4	16	17
4	5	17	18
5	6	18	19
6	7	19	20
7	8	20	21
8	9	21	22
9	10	22	23
10	11	23	24
11	12	24	25
12	13	25	26
13	14	26	27

¹Unless otherwise indicated, references are to the Act set out in Part A.

APPENDIX 2.

SOURCE OF THE CROCODILE TRADE (PROTECTION) REGULATION.

Part A.—Previous Legislation.

Crocodile Trade (Protection) Regulation 1980 (Statutory Instrument No. 29 of 1980).

Part B.—Cross References.

Section, etc., in Revised Edition.	Previous Reference ¹ .	Section, etc., in Revised Edition	Previous Reference ¹ .
1	1	9	9
2	2	10	10
3	3	11	11
4	4	12	12
5	5	13	13
6	6	Schedule 1	Schedule 1
7	7	Schedule 2	Schedule 2
8	8		

¹Unless, otherwise indicated references are to the regulation set out in Part A.