



# BOLETIM DA REPÚBLICA

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## NON-OFFICIAL ENGLISH TRANSLATION

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### AVISO

The article to be published in the «Bulletin of the Republic» shall be sent in a duly certified copy, for each subject, where it appears, in addition to the indications necessary for this purpose, the following endorsement, signed and authenticated: For publication in the «Bulletin of the Republic».

### SUMMARY

Ministry of the Interior:  
Ministerial Diploma No 8/2023:  
Grants Mozambican nationality, by naturalization, to Joaquim Cardoso Melo.  
Ministerial Diploma No 9/2023:  
Grants Mozambican nationality, by naturalization, to Ariana Barbosa Lins.  
Ministry of Land and Environment:  
Ministerial Diploma No 10/2023:  
Approves the Specific Regulation for the Maputo National Park.

### MINISTRY OF INTERIOR

Ministerial Diploma No 8/2023

of 11 January

Verification of compliance with Article 27, paragraph 1 of the Constitution of the Republic of Mozambique, in conjunction with Article 14 of Decree No 3/75 of 16 August the Minister of the Interior, determines:

Mozambican nationality is granted, by naturalization, to Joaquim Cardoso Melo, born in Lisbon on 24 September 1988.

Ministry of the Interior, Maputo, 16 December 2022.

The Minister, Arsé-2022nia Felicidade Félix Massingue.

Ministerial Diploma No 9/2023

of 11 January

Verification of compliance with Article 27, paragraph 1 of the Constitution of the Republic of Mozambique, in conjunction with Article 14 of Decree No 3/75 of 16 August the Minister of the Interior, determines:

Mozambican nationality is granted, by naturalization, to Ariana Barbosa Lins, a native of Campina Grande, Paraíba, born June 27, 1964.

Ministry of the Interior, Maputo, 20 December 2022. -  
The Minister, Arsénia Felicidade Félix Massingue.

### MINISTRY OF LAND AND ENVIRONMENT

**Ministerial Diploma no. 10/2023  
of 11 January**

Given that it is necessary to establish rules for the access and use in Maputo National Park, created by Decree no. 100/2021 of 31 December, pursuant to article 147 of the Regulations of Law no. 16/2014, of 20 June, as amended and republished by Law no. 5/2017 of 11 May, Law on the Protection, Conservation, and Sustainable Use of Biological Diversity, the Minister of Land and Environment determines, as follows:

Article 1: The Regulation for the Maputo National Park, which is an integral part of this Ministerial Diploma, is approved.

Article 2: This Ministerial Diploma enters into force 30 days from its date of publication.

Ministry for Land and Environment, on 23 November 2022.

---- The Minister for Land and Environment, *Ivete Joaquim Maibaze*,

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## **Specific Regulation for the Maputo National Park**

### **CHAPTER I**

#### **General Provisions**

##### **Article 1**

##### **(Objective)**

This Specific Regulation, hereinafter referred to as the Regulation, establishes the rules to be observed in the management, conservation and uses of the biophysical and cultural resources of the Maputo National Park, hereinafter referred to as the Park.

##### **Article 2**

##### **(Definitions)**

Definitions of the terms and expressions used in this Regulation are set out in the Glossary in Annex I, which forms an integral part of this Regulation.

##### **Article 3**

##### **(Scope of application and implementation)**

1. The rules established in this Regulation apply to all natural or legal persons, public or private, national or foreign, and local communities, who enter and carry out activities and development, whatever these are, within the Park.
2. The management of the Park is carried out in accordance with the rules set out in the following instruments:
  - a) in the Decree creating the Park;
  - b) in the duly approved Management Plan and in any subsidiary operational instrument;
  - c) this Regulation.

##### **Article 4**

##### **(Exclusion of Liability and Notices)**

1. Park Management, the National Administration of Conservation Areas (hereinafter referred to as ANAC, I.P.) and the Ministry that oversees the

conservation areas are not responsible for any accident during the stay of visitors in the Park, as well as for any damage, injury, loss, theft or destruction of objects for personal or other use that have not been entrusted to its custody.

2. Pursuant to the previous paragraph and the Code of Conduct of the Park, notices inherent to the rights, duties, obligations, behaviour, and responsibilities of users, as the case may be, will be displayed by Park Management at designated areas or communicated as appropriate.

##### **Article 5**

##### **(Park Management interventions and related developments)**

1. The following Park Management interventions and related activities may take place anywhere in the Park as and when duly authorized by the Park Management:
  - a) Scientific research and monitoring;
  - b) Law enforcement patrols and activities, and protection of the Park;
  - c) Tourism and events organised by the Park;
  - d) General Park management.
2. The carrying out of a prohibited activity shall not be considered a violation of any provision of this Regulation, in the following cases-
  - a) to perform his or her obligations as an employee, agent or contractor of Park Management under his or her contract with, or mandate duly conferred or to achieve the objectives of this Regulation;
  - b) to carry out public duties as an employee, agent or contractor of Park Management or as an employee or agent of the State in the discharge of his or her duties within the Park;
  - c) in case of an emergency.

### **CHAPTER II**

#### **General conduct and access rules**

##### **SECTION I**

##### **General Rules**

##### **Article 6**

##### **(Overall Prohibitions)**

1. The following activities are generally prohibited in the Park, except for Park management interventions and related activities by Resident Communities duly authorised by Park Management:
  - a) hunting;
  - b) forest exploration;
  - c) agriculture;
  - d) mining, exploration and prospecting;
  - e) livestock farming;
  - f) conducting research or prospecting, probing or construction of landfill sites;
  - g) all works aimed at modifying the appearance of the terrain or the characteristics of vegetation, as well as causing water pollution;
  - h) the introduction of zoological or botanical species, whether exotic or wild;
  - i) any act which, by its nature, can cause disturbances to the maintenance of ecological processes, flora, fauna and cultural heritage.
2. Under this Regulation, visitors and users, as well as employees, agents or contractors of Park Management, are prohibited from:
  - a) as regards drugs and alcohol:
    - i) entering the Park with any illegal drugs or narcotic substance;
    - ii) operating any mode of transport, plant, machinery or equipment whilst under the influence of drugs or alcohol;
  - b) consume alcoholic beverages other than in areas duly authorised or designated for this purpose by Park Management.
  - c) interfering in any manner with authorised local community activities;
  - d) behaving in an offensive, disrespectful, improper, indecent or disorderly manner towards any official or agent of Park Management or any other person;
  - e) engaging in any act which may cause a nuisance, disturbance or danger to any other person;
  - f) hindering, intimidating or obstructing of a Park Management official and agent in the execution of his/her duties or the performance of his/her functions;
  - g) failing to comply with any notice, signage or demarcation markers affixed to Park property or placed by Park Management anywhere within the Park;
  - h) unlawfully occupying, entering, inhabiting or using any property of or property used by Park Management or its agents;
  - i) damaging, misusing, removing or destroying any property of Park Management, including scientific equipment or markers, in conflict with Park Management directions;
  - j) defacing, altering or causing any damage to any object of geological, archaeological, historical, ethnological, oceanographic, educational or other scientific interest or any property belonging to or utilised by local communities within the Park;
  - k) harming, killing or interfering with any form of biodiversity in the Park;
  - l) causing a fire or discarding any burning object in any place where it may set fire to any other object or otherwise acting in a manner likely to cause a fire, other than at a place where the making of a fire is permitted by Park Management and failing to extinguish any fire lit in a designated area, once it has been used for its intended purpose;
  - m) bringing in and using any fireworks within the Park;
  - n) using any recording of the sound of a species or specimen or the imagery or scent of a species or specimen to attract animals;
  - o) depositing or leaving of any litter or any form of waste, except in designated areas and receptacles made available by Park Management or its agents for that purpose;
  - p) at any time or in any manner, polluting any water resource in the Park;
  - q) engaging in any restricted activity or development without authorisation in terms of article 20;
  - r) engaging in any of the following activities:
    - i. swimming or bathing in any of the freshwater lakes or rivers in the Park;

- ii.* swimming or bathing in a designated launch area;
  - iii.* harvesting of mangroves;
  - iv.* touching, holding on to, herding, killing, harassing, feeding (including chumming) or disturbing at any time any terrestrial or marine wildlife;
  - v.* using or possessing any electro acoustic-discharging device or powerhead;
  - vi.* dune-sliding;
  - vii.* overnighing on the beach;
- s) As regards cartilaginous fish watching:
- i.* observing distances closer than 5m from sharks and rays and 20m from whale sharks;
  - ii.* directing bright light at their eyes;
  - iii.* using strobe lights or flash photography at a distance closer than 5m from these fish;
  - iv.* descending on top of or approaching them head on;
  - v.* preventing the species from exiting or wedging them against a reef;
  - vi.* entering likely resting places;
  - vii.* in a current, passing over the top of, or around, a group of resting fish;
- t) As regards fishing:
- i.* coastal artisanal, semi-industrial and industrial fishing;
  - ii.* fishing with or being in the possession of dynamite or any other methods or harmful substances;
  - iii.* being in the possession of any fish species protected by law;
  - iv.* catching any fish species other than permitted in Annex II, which forms an integral part of this Regulation;
  - v.* fishing for or being in the possession of bottom fish;
  - vi.* fishing by means of or being in the possession of vertical jigs or any fish aggregating devices;
  - vii.* fishing by means of a drone;
  - viii.* extractive and unguided recreational fishing in freshwater lakes or rivers;
- ix.* recreational fishing from the shores of freshwater lakes or rivers;
  - x.* using hooks other than barbless or circular hooks
  - xi.* only circular hooks may be used when bait fishing for billfish;
  - xii.* using stainless steel hooks;
  - xiii.* using steel traces longer than 40cm;
  - xiv.* discarding of fishing lines in the Park except in designated areas and receptacles made available by Park Management or its agents for that purpose;
- u) as regards certain modes of transport:
- i.* using jetskis on any of the freshwater lakes in the Park;
  - ii.* using jetskis in the Park for recreational purposes other than fishing;
  - iii.* using underwater diver propulsion vehicles;
  - iv.* using two stroke or less than three star carb rated engines on boats being used for recreational purposes;
  - v.* using motorcycles, quad bikes or any all-terrain vehicle in the Park;
  - vi.* launching and beaching of a boat other than at a designated launch site;
  - vii.* off-loading of goods from boats other than at a designated area;
  - viii.* landing or taking off in an aircraft other than at a designated airstrip or landing area;
  - ix.* if marine mammals decide to approach a vessel, altering course to approach them, do not present propellers to approaching animals and maintain a steady speed and course.

#### Article 7

#### **(Age restrictions)**

1. If under the age of 18, visitors shall be accompanied by an adult who is responsible for said visitor.
2. Age restrictions imposed for safety reasons on activities conducted in the Park by any other law or regulation, or as set out in activity authorisations, shall be complied with.

#### Article 8

**(Firearms and dangerous weapons)**

1. Any person in possession of any firearm, ammunition, dangerous weapon or any explosive, trap or poison must declare such *items* to Park Management before entering the Park.
2. In accordance with the provisions of the previous paragraph, Park Management shall keep a record and determine the measures to secure and transport these items within the Park, as well as inspection by Park Management.
3. It is prohibited to discharge a firearm within the Park, except:
  - a) if specifically authorised by Park Management;
  - b) for the protection of human life by authorised agents of Park Management, guides or officials.

**SECTION II**

**Access within the Park**

**Article 9**

**(Admission)**

1. Access to and traversing within the Park are subject to appropriate authorisation and access permissions as determined and granted by Park Management.
2. Visitors shall pay the appointed admission fees, fees for services defined by law, as well as any other fee as determined by law from time-to-time, in places established for entry, which ensure right of entry and conditional movement within the limits and times of the Park.
3. Visitors considered dangerous or undesirable due to previous behavior will not be allowed access to the Park.
4. Visitors shall leave the Park after the end of the period of stay to which they were entitled or when duly notified by the Park Management to do so.
5. Any person who has been granted entry into the Park shall:
  - a) be allowed admission only to a specific area and at designated times as determined by Park Management;
  - b) comply with any prohibition imposed by this Regulation as well as any other law or regulation which applies in the Park;
  - c) obey any lawful instruction given by any Park Management official and agents;

- d) obey any Park Management signage and markers, whether permanent or temporary.
6. Access to overnight areas and facilities are only for booked overnight guests and officials or agents acting under authority of Park Management.
7. Park Management may close the Park or any part of the Park in the following situations:
  - a) for the proper management of the Park and for Park Management to perform any of its functions in terms of the Law, any other law or this Regulation;
  - b) a fire ban is in force in an area that includes all or part of the Park;
  - c) the risk of uncontrolled fire in the Park is extreme;
  - d) Park Management staff necessary to patrol the Park are unavailable;
  - e) if in the interest of public safety.
8. No person shall, without the permission of Park Management, enter or remain in the Park or part thereof that has been closed in terms of the previous paragraph.

**Article 10**

**(Points of entry and exit)**

1. No person shall enter or leave the terrestrial component of the Park at any place other than through an official designated point of entry or exit, without the written permission of Park Management.
2. Where the marine zones of the Park adjoin the Park terrestrial zones (see Section IV), no person shall be permitted to access the terrestrial zones from the marine zones without proof of entry or accommodation reservation or as determined by Park Management.
3. Jetskis for recreational purposes may only traverse marine controlled use areas to and from designated launch sites along the shortest direct route possible.
4. Where public roads pass through the Park, no person shall be permitted:
  - a) to leave such a public road;
  - b) to enter into the Park from such public road other than in compliance with paragraph number one of this Article.

**Article 11**

### **(Times of entry and travel)**

1. Gate times and visiting hours shall be strictly adhered to.
2. Resident Communities of the Park shall respect gate times and visiting hours.
3. The terrestrial component of the Park is open to visitors every day of the week, from 6am to 5pm between 1 October to 31 March and from 7am to 4pm between 1 April and 30 September.
4. The marine component of the Park is open to visitors every day of the week, from 5am to 6pm between 1 October to 31 March and from 5am to 5pm between 1 April and 30 September or as otherwise specified in authorisations issued to activity operators.
5. Park Management may prescribe cut-off entry times for visitors to overnight facilities.
6. After hours entry and driving after hours are only allowed when duly authorised by Park Management.
7. Park Management may for reasons of management and protection of ecosystems and biodiversity, as well as safety of visitors, where and when necessary, limit the times of entry and travel of visitors in the Park.

### Article 12

#### **(Proof of entry)**

1. Residents and visitors are obliged to:
  - a) declare upon entry into the Park, any items of concern that they may carry with them, by completing the appropriate form provided for this purpose;
  - b) carry appropriate identification and state their identity when requested to do so;
  - c) keep their entrance permit and proof of payment of any fees during their period of stay in the Park and display this when requested to do so;
  - d) facilitate the inspection of modes of transport, plant and machinery and any equipment whenever requested.
2. Any person who enters the Park by aircraft or vessel may, after disembarking from such aircraft or vessel, travel by vehicle, without prior written approval or proof of entry, from the landing field or landing within the Park to the nearest place

designated by Park Management, to obtain the necessary permit for entry, where applicable.

3. Any person who does not use a vehicle to enter the Park shall display or be in possession of proof of entry in a manner determined by Park Management.

### Article 13

#### **(Transport, manufacturing or production facilities, machinery and equipment)**

1. No person shall enter the Park in any mode of transport, or use manufacturing or production facilities, machinery or equipment that do not meet statutory legal safety and licensing or registration requirements or conform to the dimensions and other requirements determined by Park Management or according to the legislation applicable in this regard.
2. No person driving or operating any mode of transport, manufacturing or production facilities, machinery or equipment in the Park shall-
  - a) drive or operate such transport, manufacturing or production facilities, machinery or equipment in a reckless or negligent manner or in a deliberate or intentional disregard for the safety of any person, species, specimen or property of whatever nature;
  - b) drive, park, anchor or stop in any manner that causes an obstruction, blocks the pathway of a Park management operation or emergency vehicle;
  - c) drive, operate, park, anchor and alight in a place other than in a place designated for that purpose by Park Management except due to malfunction;
  - d) exceed indicated speed limits on inland lakes and rivers;
  - e) exceed a speed limit of 40km/h on all roads except designated 4x4 trails where a speed limit of 30km/h is imposed and on the N1 between Maputo and Ponta do Ouro where a speed limit of 50km/h applies;
  - f) exceed a speed limit of 20 knots within the marine component of the Park;
  - g) use a bicycle in the terrestrial component of the Park except when accompanied by a guide duly accredited and authorised by Park Management or as approved by Park Management;

- h) use a vehicle other than a 4x4 except for local communities transiting the terrestrial component of the Park on the Main Road;
  - i) drive along the beach, except for boat launching purposes at recognised launching sites and under special circumstances including off-loading of goods and as authorised by Park Management;
  - j) launch any vessel other than at an authorised or designated jetty or launch site which may be subject to specific requirements by Park Management as regards parking, completion of launch registers and other measures to avoid congestion and ensure safety of users;
  - k) transporting of passengers in open cargo bins of vehicles unless in a designated area or if the vehicle is a tour vehicle approved for use in the Park;
  - l) use any form of vessel on any waters within the Park without prior authorisation by the competent regulatory authority and Park Management, except when accompanied by a guide duly accredited or transporting people in the marine component of the Park within the Maputo Bay to the west of the most northernly point of KaNyaka Island and compliant with any statutory requirements;
  - m) start or run any outboard motor on dry land unless in a designated area;
  - n) operate any internal combustion driven generator or compressor, unless authorised by Park Management.
3. Drivers shall grant right of way to pedestrians, wildlife and marine life inside the Park if this does not imply danger to their lives or that of passengers.
  4. Vessels may not approach closer than 300m of marine mammals unless authorised by Park Management.
  5. Recovery of any mode of transport, plant, machinery or equipment by Park Management will be upon the payment of a service fee and Park Management will not be responsible for any damages as a result of such recovery.
  6. With regard to Aircrafts, visitors and users of the Park are prohibited from flying over the airspace of the Park at altitudes lower than 2,000ft, as determined by law, without the authorisation of the competent regulatory authority and Park Management.

## CHAPTER III

### Activities and developments

#### SECTION III

#### General rules for the development of activities

##### Article 14

##### (Restricted development of activities)

1. A person may not undertake a restricted activity or development in the Park unless:
  - a) in areas set aside by Park Management for such use;
  - b) these are listed as permissible under Section IV;
  - c) pursuant to an authorisation and conditions determined by Park Management;
  - d) payment of the appropriate fees.
2. The restricted activities contemplated in the previous paragraph include:
  - a) burning non-organic rubbish or any form of waste;
  - b) causing any noise in a manner that is likely to disturb any species or specimen or other person;
  - c) any form of resource use or harvesting within the Park by local communities;
  - d) any form of bioprospecting;
  - e) conduct any business or trade or the provision of, or the offering to provide, any service for a fee or reward;
  - f) collecting any money from the public, including for any charitable organisation;
  - g) holding or offering any special event, special interest tour, entertainment or competitions, including organising or cause to be organised or attend or participate in any public meeting, demonstration or gathering, in the Park;
  - h) cultural heritage related activities including visiting of graves or ancestral sites;
  - i) placing, displaying or distributing any advertisement, promotional material or notice anywhere in the Park;
  - j) conducting any research or experiment;

- k) with regard to transport and remote operation of any mode of transport:
  - i. launching, or using a vessel on any body of water in the Park;
  - ii. self-drive on certain 4x4 trails within the Park;
  - iii. driving a vehicle off-road or off designated roads or tracks, in the Park;
  - iv. operating any form of aircraft including drones and hot air balloons within the airspace of the Park below 2,000ft;
  - v. skydiving or using a hang glider or any other kind of glider in the Park;
- l) engaging in any recreation, adventure or sport activities;
- m) visual imaging, filming, sound recordings, or photography intended for any form of financial gain;
- n) constructing, erecting or improving any form of building or structure;
- o) establishing or in any way altering, extending, enlarging or replacing any sewerage disposal system or other services within the Park;
- p) in any manner changing the characteristics of any watercourse or water area;
- q) abstract water from within any water resource within the Park or any water resource forming a boundary with the Park;
- r) collecting, be in possession of, damaging, or removing any biological, cultural or heritage object from within the Park;
- s) Altering or changing the sense of place or any environmental, cultural or spiritual values of the Park.

- 3. No activity which requires an environmental impact assessment to be undertaken, may be implemented before Park Management has approved, with or without conditions, the environmental impact assessment before it is submitted to the relevant authority for approval.

#### Article 15

##### **(Limits for activity operators)**

- 1. The following activities in the Park may only be undertaken through concessionaires:

- a) In the terrestrial component of the park:
  - i. hiking other than in designated areas;
  - ii. horseback riding;
  - iii. any form of recreational boating on inland waters;
  - iv. cycling;
  - v. overlanding;
  - vi. recreational fishing in inland waters;
- b) In the marine component of the Park:
  - i. horseback riding;
  - ii. turtle observation tours;
  - iii. snorkelling and scuba diving;
  - iv. marine mammal watching.

- 2. The following limits are set for operators:

- a) Scuba diving:
  - i. Ponta do Ouro: Six (6);
  - ii. Ponta Malongane: Two (2);
  - iii. Ponta Mamoli: One (1);
  - iv. Ponta Techobanine: Two (2);
  - v. Ponta Dobela: One (1);
  - vi. Ponta Milibangalala: One (1);
  - vii. Ponta Membene: One (1);
  - viii. Ponta Chemucane: One (1);
  - ix. Ponta Mucombo: One (1);
  - x. Ponta Abril: One (1);
  - xi. Ponta Santa Maria: Three (3);
  - xii. KaNyaka Island: Three (3);
- b) Marine mammal watching and interaction:
  - i. Ponta do Ouro: Two (2);
  - ii. Ponta Malongane: One (1);
  - iii. Machangulo Peninsula: One (1);
  - iv. KaNyaka Island – One (1);
  - v. Ponta Mamoli: One (1);
- c) Recreational snorkelling tours/ocean safaris:
  - i. Ponta do Ouro: Six (6);
  - ii. Ponta Malongane: Two (2);
  - iii. Ponta Mamoli: One (1);



- iv. Ponta Techobanine: Two (2);
  - v. Ponta Dobela: One (1);
  - vi. Ponta Milibangalala: One (1);
  - vii. Ponta Membene: One (1);
  - viii. Ponta Chemucane: One (1);
  - ix. Ponta Mucombo: One (1);
  - x. Ponta Abril: One (1);
  - xi. Ponta Santa Maria: Three (3);
  - xii. KaNyaka Island: Three (3);
- d) turtle observation tours:
- i. For the stretch of beach between Ponta do Ouro and Ponta Maderjanine: One (1);
  - ii. From Ponta Maderjanine to the southern boundary of the Techobanine Total Protection Area: One (1);
  - iii. From the northern boundary of the Techobanine Total Protection Area to Ponta Membene: One (1);
  - iv. From Ponta Membene to Ponta Mucombo: One (1);
  - v. From Ponta Mucombo to Ponta Abril: One (1);
  - vi. KaNyaka Island: One (1).

3. Other commercial operations not specified in this Regulation may be considered by Park Management and will be subject to authorisation in terms of Article 20.
4. Activity operators for which limits have not yet been specified will be determined based on Section IV as well as considerations relating to maintenance of the natural and cultural values of the Park and visitor safety and experience.
5. Additional rules for certain activity operations in respect of no. 2 of this article are contained in Annex III.

#### Article 16

##### **(Research)**

1. The activities of authorised research or study teams shall be carried out in collaboration with Park Management.
2. Any person undertaking research or monitoring projects in the Park shall-

- a) submit a research plan to Park Management in a format determined by Park Management at least 60 days before planned commencement of any activities;
- b) submit all data and information gathered during any research or monitoring project to Park Management in a format determined by and at stages of the project specified by Park Management;
- c) submit copies of all reports and publications as a result of the research or monitoring project to Park Management within 30 days of their publication.

3. Any research not foreseen in the Management Plan or in any subsidiary operational instrument of the Park or which are not of fundamental interest to the Park management requires an authorisation issued by the Council of Ministers and, once authorised, the approved research plan shall be submitted to Park Management at least 60 days in advance of commencement of research and scientific activities.
4. Park Management reserves the right to share and make use of all scientific material or public domain information produced through information collected in the Park, as well as, the right to share its intellectual property, respecting the rights of authorship.

#### Article 17

##### **(Resident communities)**

1. Households and individuals of Resident Communities in the Park shall be registered with Park Management.
2. Park Management shall assess and demarcate a designated footprint or specific area for each household within 30 days of registration.
3. A designated settlement footprint per household is not allowed to expand after assessment and demarcation by Park Management.
4. Buildings within the settlement footprint may not be in brick and mortar.
5. Natural materials for maintenance and repair to buildings within a designated settlement footprint may only be collected outside this footprint with prior Park Management approval.

6. No new houses or buildings are allowed within a designated settlement footprint.
  7. Collection of dry and dead wood is only allowed for household consumption and within 2km of designated household footprints, and may not be sold to tourists or any other users or visitors.
  8. Designated areas per household for growing of crops for household consumption may not change or expand after assessment and designation by Park Management without prior Park Management approval and no agricultural machinery may be used for farming purposes.
  9. No fires are permitted for purposes of land clearance or improvement of grazing areas.
  10. No new person may settle within the Park except in the case of marriage or dependents and within a designated existing footprint subject to authorisation by Park Management and respecting cultural practices.
  11. The use of vehicles by Resident Communities in the Park is only allowed on designated roads and tracks and with prior Park Management approval.
  12. Walking or cycling in the Park by Resident Communities is only allowed in designated areas, namely within their area of residence and the direct route towards designated Park entry and exit points, and only with prior Park Management approval.
- d) the limits to the use of the biological resources;
  - e) monitoring, reporting and recording resource use;
  - f) prohibited species;
  - g) designated points of entering and existing the Park;
  - h) access to the designated land or water area within which the use of the biological resources is granted;
  - i) restrictions relating to vehicles, structures, machinery or equipment;
  - j) cancellation of an authorisation;
  - k) any fees payable;
  - l) any licencing requirements.
3. The holder of an authorisation contemplated in the previous paragraph, shall not allow, permit or cause any environmental damage, not otherwise normally associated with the sustainable use of biological resources, except with the prior written permission of the Park Administration.

#### Article 19

##### **(Overnighting)**

No person shall stay overnight in the Park:

- a) without the necessary access permission or authorisation by Park Management as set out in Section II and article 20;
- b) without payment of the applicable fees as determined by Park Management;
- c) without having first reported to the designated reception office in the Park or to an authorised official assigned to perform escort duty;
- d) where no accommodation has been reserved or is available for that person;
- e) at any place other than a place designated by Park Management.

#### Article 20

##### **(Authorisations)**

A person who is required to be authorised for any development of activities in terms of this Regulation

#### Article 18

##### **(Use of biological resources)**

1. Local communities may apply for authorisation to sustainable use of biological resources for subsistence, cultural, spiritual, heritage, medicinal or religious purposes.
2. An authorisation for use of biological resources pursuant to Article 20, may include conditions relating to-
  - a) the land or water area and demarcation of this area within which the use of the biological resources is granted;
  - b) the period for which the right is granted;
  - c) overnighting in the Park;

shall apply to Park Management, or any other relevant authority, for such authorisation in compliance with the procedures, format and required information as set out in relevant laws and regulations and as may be determined by Park Management.

#### SECTION IV

##### Zonation

###### Article 21

###### (General to the whole Park)

1. Proposals for any development of activities that are not generally prohibited by this Regulation and not listed in any of the zones of this Section, with the exception of those of an economic forum which are permitted through public tendering procedures, may be submitted to Park Management for consideration and may be subject to authorisation in terms of article 20.
2. Visitors and users of the Park shall ascertain what the authorisation requirements are before undertaking any activity or development in the Park.
3. Unless permitted in article 25, access to and use of inland freshwater lakes are prohibited.
4. Where Park Management finds deterioration and over exploitation of any of the freshwater lakes where use is permitted, it can prohibit resource and leisure use of such lakes or parts thereof.
5. The Zonation Plan, attached as Annex IV, has been defined for purposes of indicating the zones where activities are permitted or prohibited, and forms an integral part of this Regulation.
6. The marine zones are described from the edge of the beach up to 1 nautical mile seawards within the Bay of Maputo and from the most northern point of KaNayaka Island and Portuguese Island southwards, 3 nautical miles seawards.

###### Article 22

###### (Terrestrial Total Protection Areas)

1. For purposes of protection and prohibition of activities in the Park, two Terrestrial Total Protection Areas are defined:
  - a) the low lying seasonally flooded northern areas adjacent to Maputo Bay, bordering on the Maputo River in the west and the edge of the flooded floodplain area close to

Tsholombane in the east. For the most part, the terrestrial Total Protection Area follows a 0,5km buffer on the most northern 4x4 tracks from the western boundary of the park south east of Massuane;

b) the eastern portion of Lake Piti.

2. The following activities are permitted with prior Park Management authorisation:
  - a) overflight or use of any aircraft below 2,000ft;
  - b) small, guided, special interest tours and events;
3. No type of use, tourist development or resource harvesting of any kind is permitted in these zones, and special arrangements relating to Resident Communities apply as set out in article 17 of this Regulation.

###### Article 23

###### (Marine Total Protection Areas)

1. The Marine Total Protection Areas in the Park include:
  - a) Techobanine Reef north of Ponta Techobanine and the beach along this reef from -26.67015 to -26.552509 and 3NM seaward;
  - b) the Bembi River estuary (-26.257198 to -26.26027);
  - c) the Red Barrier reef (-26.003237 to -26.038364);
  - d) Ponta Torres coral reef (-26.062197).
2. Non-commercial, non-consumptive and non-motorised activities including the following are allowed without authorisation but for which entry conditions have been complied with:
  - a) walking on the beach;
  - b) cycling;
  - c) swimming;
  - d) surfing;
  - e) kayaking.
3. The following activities are permitted subject to prior authorisation as determined by Park Management:
  - a) erecting of any form of structure;

- b) snorkelling;
  - c) horseback riding;
  - d) access to the coastal dune cordon;
  - e) small, guided, special interest tours and events.
4. The following activities are prohibited:
- a) any form of extractive resource use including fossicking;
  - b) any form of motorised boating;
  - c) scuba diving;
  - d) kite and wind surfing.

#### Article 24

##### **(Tourism Development Area)**

Tourism Development Areas (hereinafter TDA) are nodal sites where ecotourism concession opportunities may be undertaken within the Park, pursuant to authorisation by Park Management, and are located in the following zones:

- a) West of the N1 and Futi Gate;
- b) Ponta Chemucane;
- c) Ponta Membene;
- d) Ponta Milibangalala;
- e) Ponta Dobela;
- f) Lake Nela;
- g) Lake Xinguti;
- h) Elephants Plains;
- i) the southern end of the Futi corridor.

#### Article 25

##### **(Terrestrial Controlled Use Areas)**

- 1) The Park has four Terrestrial Controlled Use Areas (hereinafter CUA) broadly located in the following areas:
- a) CUA-t1 which is located north of the Main Road south of the total protection area, and the Futi corridor;
  - b) CUA-t2, CUA-t3, and CUA-t4 which are all found south of the Main Road and over the breadth of the Park.

- 2) In CUA-t1, which is a zone for Low Intensity Visitor Use:
- a) walking in designated areas within Tourism Development Areas and around Park managed facilities is allowed without authorisation;
  - b) the following is permitted subject to prior authorisation as determined by Park Management-
    - i. low density tourism infrastructure development within the TDA;
    - ii. guided adventure activities including hiking and horseback riding;
    - iii. guided game drives by 4x4 vehicles;
    - iv. self-drive on 4x4 trails by 4x4 vehicles only on designated roads and tracks;
    - v. filming and commercial photography;
    - vi. special events;
    - vii. non-extractive recreational fishing in freshwater lakes or rivers;
  - c) the following is prohibited-
    - i. fishing in the freshwater lakes and rivers from 1 October to 31 March;
    - ii. any form of extractive resource harvesting in the freshwater lakes and rivers;
    - iii. use of Overland Trucks.
- 3) In CUA-t2 which is a zone for High Intensity Visitor Use-
- a) the following is allowed without authorisation:
    - i. walking in designated areas within Tourism Designated Areas and around Park managed facilities;
    - ii. self-drive for game viewing in designated roads and tracks by 4x4 vehicles only;
    - iii. self-drive for transit on the Main Road: Local community members are allowed to use 2x4 vehicles although not advisable;
    - iv. the use of Overland Trucks in designated areas;
  - b) the following guided activities are permitted subject to prior authorisation as determined by Park Management-
    - i. adventure activities such as hiking, horseback riding and cycling;

- ii. the use of non-and motorised watercraft;
  - iii. game drives using 4x4 vehicles only;
- c) the following are permitted subject to prior authorisation as determined by Park Management-
- i. low, medium and high density tourism infrastructure development;
  - ii. filming and commercial photography;
  - iii. special events;
  - iv. non-extractive recreational fishing in freshwater lakes or rivers;
  - v. subsistence fishing, sedge grass and reed harvesting from Lake Xinguti;
- d) fishing in the freshwater lakes and rivers is prohibited from 1 October to 31 March.
- 4) In CUA-t3 which is a zone for Medium Intensity Visitor Use-
- a) the following are allowed without authorisation:
- i. walking in designated areas within TDAs and around Park managed facilities;
  - ii. self-drive game viewing in designated areas by 4x4 vehicles only on designated roads and tracks;
  - iii. self-drive for transit on the Main Road: Local community members are allowed to use 2x4 vehicles although not advisable;
  - iv. the use of Overland Trucks in designated areas;
- b) the following guided activities are permitted subject to prior authorisation as determined by Park Management-
- i. adventure activities such as hiking, horseback riding and cycling;
  - ii. the use of non-and motorised watercraft;
  - iii. game drives using 4x4 vehicles only;
- c) the following are permitted subject to prior authorisation as determined by Park Management-
- i. low and medium density tourism infrastructure development;
  - ii. filming and commercial photography;
  - iii. special events;
- iv. non-extractive recreational fishing in freshwater lakes or rivers;
  - v. subsistence fishing, sedge grass and reed harvesting from Lakes Chemucane, Munde, Piti and Zuali;
- iv. non-extractive recreational fishing in freshwater lakes or rivers;
  - v. subsistence fishing, sedge grass and reed harvesting from Lake Xinguti;
- d) the following is prohibited:
- i. fishing in the freshwater lakes and rivers from 1 October to 31 March;
  - ii. any form of resource harvesting from Lake Nela is prohibited.
- 5) CUA-t4 is intended for low intensity use:
- a) activities along the coast from these nodes will be regulated according to the marine zonation;
- b) the following are allowed without authorisation-
- i. walking in designated areas within Tourism Development Areas and around Park managed facilities;
  - ii. game viewing in designated areas using 4x4 vehicles only;
  - iii. self-drive for transit on the Main: Local community members are allowed to use 2x4 vehicles although not advisable;
  - iv. the use of Overland Trucks in designated areas;
- c) the following guided activities are permitted subject to prior authorisation as determined by Park Management:
- i. adventure activities such as hiking, horseback riding and cycling;
  - ii. the use of non-and motorised watercraft;
  - iii. game drives using 4x4 vehicles only;
- d) the following are permitted subject to prior authorisation as determined by Park Management-
- i) low to medium density tourism infrastructure development;
  - ii) filming and commercial photography;
  - iii) special events;
  - iv) non-extractive recreational fishing in freshwater lakes or rivers;
  - v) subsistence fishing, sedge grass and reed harvesting from Lakes Chemucane, Munde, Piti and Zuali;

- e) fishing in the freshwater lakes and rivers is prohibited from 1 October to 31 March.

## Article 26

### (Marine CUAs)

#### 1. Two marine CUAs exist in the Park.

##### a) CUA-m1 which refers to two areas:

- i. From south of Ponta Mucombo up to about 5km south of Ponta Dabela (26.250921 to -26.552509 and 3NM seaward)
- ii. From approximately 2km north of Ponta Techobanine to the South African border (-26.67015 to -26.859341 and 3NM seaward). These zones will be demarcated on the beach with markers.

##### b) CUA-m2 referring to the area north of Ponta Mucombo (Machangulo Peninsula) around the KaNyaka Archipelago following the coast to the mouth of the Maputo River.

#### 2. In CUA-m1-

##### a) the following non-commercial activities are allowed without prior authorisation but for which entry conditions have been complied with:

- i. harvesting of intertidal organisms and invertebrates for subsistence purposes;
- ii. walking on beaches and rocks;
- iii. access to the Coastal Dune Cordon;
- iv. non-extractive fossicking;
- v. cycling;
- vi. swimming;
- vii. snorkeling when accessing the sea from the beach on foot;
- viii. surfing;
- ix. kite and windsurfing;
- x. kayaking;
- xi. launching of boats from recognised boat-launching areas.

##### b) the following are permitted subject to prior authorisation as determined by Park Management-

- i. erecting of any form of structure;

- ii. horseback riding;
- iii. harvesting of intertidal organisms and invertebrates for recreational purposes;
- iv. snorkeling from a vessel;
- v. snorkeling on a reef;
- vi. scuba diving;
- vii. recreational fishing of pelagic species only;
- viii. recreational spear fishing of pelagic species only;
- ix. use of jetskis for fishing only;
- x. use of motorised vessels;
- xi. special interest tours and events;
- xii. subsistence invertebrate harvesting from designated areas;

##### c) the following are prohibited-

- i. offloading of goods other than associated with approved recreational operations;
- ii. subsistence fishing;
- iii. artisanal fishing;
- iv. fishing on Pinnacles Reef during the period 1 October to 1 March;
- v. fishing on Baixo São João reef at any time.

#### 3. In CUA-m2-

##### a) the following are allowed without authorisation but for which entry conditions have been complied with:

- i. anchoring in the Maputo Bay in designated areas;
- ii. harvesting of intertidal organisms and invertebrates for subsistence purposes;
- iii. walking on beaches and rocks;
- iv. access to the coastal dune cordon;
- v. non-extractive fossicking;
- vi. cycling;
- vii. swimming;
- viii. snorkeling when accessing the sea from the beach on foot;
- ix. surfing;
- x. kite and wind-surfing;
- xi. kayaking;

- xii.* launching of boats from recognised boat-launching areas;
- xiii.* offloading of goods in designated areas;
- b)* the following are permitted subject to prior authorisation as determined by Park Management-
  - i.* erecting of any form of structure;
  - ii.* local artisanal fishing;
  - iii.* harvesting of intertidal organisms and invertebrates for recreational purposes;
  - iv.* horseback riding;
  - v.* snorkeling from a vessel;
  - vi.* snorkeling on a reef;
  - vii.* scuba diving;
  - viii.* recreational fishing of pelagic species only;
  - ix.* recreational spear fishing of pelagic species only;
  - x.* use of jetskis for fishing only;
  - xi.* use of motorised vessels;
  - xii.* special interest tours and events.
- c)* the following are prohibited-
  - i.* between KaNyaka and Portuguese Islands, trawling and the use of gillnets;
  - ii.* between KaNyaka Island and Machangulo Peninsula, use of gillnets and any Improved Fishing Gear.

#### CHAPTER IV

#### Offences and penalties

##### Article 27

##### (Offences)

An offence constitutes the following:

- a)* any violation or noncompliance of:
  - i.* any provisions contained in this Regulation;
  - ii.* any warning by the Park, signage or other document issued or displayed under this Regulation;
  - iii.* any legal instruction given under this Regulation.

##### Article 28

##### (Instruments)

1. Without prejudice to criminal liability, the violation of the rules contained in this Regulation shall be punishable by the following penalties:
  - a)* warning;
  - b)* expulsion from the Park;
  - c)* prohibition of access to the Park;
  - d)* fines.
2. Depending on its gravity, the relevant criminal proceedings may be initiated in collaboration with the judicial institutions.

##### Article 29

##### (Warning)

1. Anyone who infringes the following provisions of this Regulation shall be subject to a warning-
  - a)* article 6 paragraph (2) subparagraphs (b); (c); (f); (g); (q)(ii), (viii) and (x) and (r)(x);
  - b)* article 12;
  - c)* article 17 paragraphs (3), (4) and (6);
  - d)* articles 19 and 20.
2. If the offences referred to in the previous paragraph are repeated, the penalty of expulsion shall apply.

##### Article 30

##### (Expulsion from the Park)

1. Park Management may compel and oblige any visitor to leave the Park if that person infringes the following provisions of this Regulation:
  - a)* article 6 paragraph (2) subparagraphs (a)(i) and (ii); (d); (e) and (q)(vii);
  - b)* article 7 paragraph (1);
  - c)* article 8 paragraph (1) and paragraph (2) subparagraphs (2)(a); (b); (d) and (e) and subregulation (3);
  - d)* articles 9 - 12;
  - e)* article 17 paragraph (10);
  - f)* articles 19 and 20.
2. An authorised official may, in addition to any further action that may be taken and/or penalty that may be imposed, withdraw any permission granted

in terms of this Regulation and request such person to leave the Park, whereupon that person shall leave the Park within a fixed time and by the shortest route open to the public.

3. Where any person is requested to leave the Park as contemplated in paragraph (1) of this article, the holder of any proof of entry authorising that person to enter into or be in the Park shall on demand, hand over the proof of entry to the official concerned, who shall withdraw the permission to enter and record the place and date of such withdrawal by endorsement on the said documents.
4. In addition to any other penalty that may be imposed, the amount paid to Park Management by the person contemplated to enter or be in the Park shall be forfeited to Park Management on withdrawal of the permission to enter.

#### Article 31

##### **(Prohibition of access)**

1. Anyone who infringes the following provisions of this Regulation shall be prohibited from re-entering the Park-
  - a) article 6 paragraph (2) subparagraphs (a)(i); (e); (h); (q)(i), (iv) and (v); and (r)(viii) and (ix);
  - b) article 8 paragraph (1) and paragraph (2) subparagraphs (a); (b); (d) and (e);
  - c) article 20.
2. It is up to Park Management to determine the period of time during which said interdiction will be imposed.

#### Article 32

##### **(Fines)**

1. The application of fines complies with the provisions set out in article 54 of Law no. 16/2014 of 20 June, amended and republished by Law no. 5/2017 of 11 May, Law on the Protection, Conservation and Sustainable Use of Biological Diversity, and any other law in force in the Republic of Mozambique.

2. For the purposes of this Regulation, these offences constitute in particular situations of disturbance to natural resources, in accordance with paragraph 2(e), article 54 of Law no. 16/2014 of 20 June, and relate to the following provisions of this Regulation:

- a) article 6 paragraph (1) and paragraph (2) subparagraphs (a)(iii); (d); (i); (j)-(o); (q)(iii), (vi), (vii), (ix), (x) and (r)(i)-(vii) and (xi);
- b) article 7 paragraph (3);
- c) articles 9 - 12;
- d) article 13 paragraphs (2); (3) and (5);
- e) article 14 paragraph (1) subparagraphs (a) and (b) and paragraph (3);
- f) article 17 paragraphs (3); (5)-(9); (11) and (12);
- g) article 20.

#### CHAPTER V

##### **Final Provisions**

#### Article 33

##### **(Complaints, suggestions and enquiries)**

Complaints, suggestions and enquiries shall be submitted through the means available for this purpose at the reception and entry points to the Park.

#### Article 34

##### **(Doubts and omissions)**

Doubts and omissions arising from the interpretation or application of this Regulation shall be clarified by an Order of the Minister in charge of Conservation Areas.



## ANNEX I

### Glossary

In this Regulation, the following words and expressions shall, except where otherwise stated or are inconsistent with the context in which they appear, bear the following meanings and cognate expressions shall bear corresponding meanings:

- (1) **Aircraft** - an airplane, helicopter, hot air balloon or any other device capable of flight.
- (2) **Artisanal Fishing (Coastal)** – practiced between one (1) and 12 nautical miles with fishing vessels of up to 13 metres, with maximum power greater than 40 hp or 30 kw and equal to or less than 140 hp or 105 kw;
- (3) **Artisanal Fishing (Local)** – practiced (i) without a vessel: from the shore or anchorage up to a quarter of a nautical mile; (ii) with a vessel: from the baseline or anchorage up to three (30 nautical miles on daily fishing trips using or not mechanical means of propulsion, the main engine capacity is equal to or less than 40 hp or 30 kw;
- (4) **Backline** - the ocean side of the surf zone or breaker zone;
- (5) **Beach** – the area periodically covered and uncovered by water, plus the subsequent strip of sand, gravel and boulders, to the limit where indigenous vegetation begins, or, in its absence, where another ecosystem begins.
- (6) **Bioprospecting** - a systematic and organised search for useful products derived from bioresources including plants, microorganisms, animals, etc., that can be developed further for commercialisation and overall benefits of the society.
- (7) **Chumming** - the practice of luring various animals, usually fish such as sharks, by throwing bait consisting of fish parts, bone and blood into the water.
- (8) **Controlled Use Area** - an area in which sustainable activities and development may be allowed subject to specific rules or codes of conduct.
- (9) **Dune Cordon** – is the sand dune belt along the coast.
- (10) **Electro-acoustic Discharging Device** - means any device that emits electrical or sonic pulses intended to stun, paralyse, disorientate, repel or kill any form of aquatic life;
- (11) **Emergency** – is a sudden, unforeseen occurrence requiring action to protect lives or assets.
- (12) **Fish** - any aquatic plant or animal whether piscine or not, and any mollusk, crustacean, coral, sponge, holothurian or other echinoderm, reptile and includes their eggs, larvae and all juvenile stages, but does not include sea birds, seals or any marine mammal.
- (13) **High Intensity Visitor Use** – where the maximum tourist numbers on site per day exceeds 300.
- (14) **High Density Tourism Infrastructure** - high numbers of accommodation units on a site usually limited to 30 to 60 tourist beds per hectare of current development area.
- (15) **Improved Fishing Gear** – any fishing gear that is harmful to the environment including electronic aids for identifying and tracking the movements of fish.
- (16) **Industrial Fishing** – practiced by fishing boats with length over 24 metres and with power greater than 350 hp or 254 kw.
- (17) **Low Intensity Visitor Use** - where the maximum tourist numbers on site per day are less than 100.
- (18) **Low Density Tourism Infrastructure** - few accommodation units on a site usually limited to 10 to 15 tourist beds per hectare of current development area.
- (19) **Management Plan** – a technical document that governs the use, development and management of the Park pursuant to article 43 of the Law no. 5 / 2017 of 11 May, Law on the Protection, Conservation, and Sustainable Use of Biological Diversity (hereinafter referred to as Law), and which is approved by the Minister of Land and Environment.
- (20) **Medium Intensity Visitor Use** - where the maximum tourist numbers on site per day are between 100 and 300.
- (21) **Medium Density Tourism Infrastructure** - modest number of accommodation units on a site

- usually limited to 16 to 30 tourist beds per hectare of actual development area.
- (22) **Non-commercial** - encompasses a wide range activity that does not in some sense involve commerce or incorporate a financial transaction.
- (23) **Overland Truck** – a custom built safari vehicle, often with a wider wheel base than normal 4x4 vehicles and can seat up to 30 passengers. These vehicles are usually equipped for self-sufficient camping, and have coach-style seating.
- (24) **Park Management** – the Park management authority, or any other person, acting as such on the written authorisation of the Minister, ANAC or the Park Supervisory Committee.
- (25) **Park Property** - any facility, structure, notice, signage, vehicle, vessel, Aircraft, apparatus or any other implements.
- (26) **Park Supervisory Committee** – an oversight Park management committee chaired by the Director General of ANAC and comprises representatives from MTA, the Provincial Directorate of Land and Environment, ANAC and Peace Parks Foundation and which is responsible for, amongst others, approving key strategic documentation.
- (27) **Pet** - a companion animal kept primarily for the companionship or entertainment of a person, usually in or near a person's home, typically domesticated and cared for in a caring and often affectionate manner. Pets are distinguished from animals bred for food or to perform useful tasks, such as a draft animal or a farm animal.
- (28) **Recreational and Sports Fishing** - fishing for leisure purposes and which is not deemed to be commercial fishing.
- (29) **Recreational Snorkeling Tour/Ocean Safari** – boat trips that have a specific destination set for snorkeling or merely a guided sightseeing cruise along the coastline not dedicated to marine mammal watching.
- (30) **Resident Communities** – local communities that are authorised to reside within the boundaries of the Park.
- (31) **Semi-industrial Fishing** – practiced by fishing boats with a length over 24 metres and with power greater than 350 hp or 254 kw.
- (32) **Scuba Diving** - means swimming below the surface of the water, with the aid of compressed or pumped air or other gasses.
- (33) **Main Road** – the public road that traverses the Park between the Futi gate and Santa Maria.
- (34) **Snorkeling** – applies to activities using mask, snorkel and fins and is distinct from any diving in which compressed gas is used.
- (35) **Subsistence** - means any activity undertaken with elementary equipment and which guarantees the person undertaking the activity and his/her family with a basic livelihood and does not produce great commercial yields.
- (36) **Total Protection Area** - an area in which a higher degree of protection of natural resources is sought.
- (37) **Tourism Development Area** - an area in which ecotourism concessions may be foreseen.
- (38) **Vertical jig** - an artificial lure dropped, from a rod and reel on a boat, downwards and then repeatedly partially recovered in order to attract and hook fish.

## ANNEX II

### Fisheries

1. **Beach** - the area periodically covered and uncovered by water, plus the subsequent strip of sand, gravel and rocks, up to the boundary where the indigenous vegetation begins, or in its absence where another ecosystem begins;
  - a) Only the following bony pelagic species may be caught and boated by recreational anglers within the Park:
    - i. *Scombridae* (Tuna and Mackerel spp);
    - ii. *Carangidae* (King Fish spp or real Mackerel) – also see paragraph (e) below;
    - iii. *Pomatomidae* (Shad family);
    - iv. *Coryphaenidae* (Dorado);
    - v. *Rachycentridae* (Prodigal Son / Black Salmon / Bonito);
    - vi. *Istiophoridae* (Sailfish and Marlin spp);
    - vii. *Sphyraenidae* (Barracuda spp);
    - viii. *Xiphiidae* (Swordfish);
  - b) only a total of five fish may be captured per angler/spear fisher per day from fish species represented in (a)(i) above. Note that this is a combined total bag of all species (i.e. 2 x King Mackerel or real Mackerel, 2 x Dorado and 1 x Indo-Pacific Sword Fish = daily bag);
  - c) if caught, pelagic cartilaginous fish (sharks and rays) may not be boated or killed and shall be released immediately in an appropriate manner to ensure survivability of the fish;
  - d) any species of fish caught that do not belong to the families described in (a) to (c) above and are not required for food purposes, shall be released in an appropriate manner to ensure survivability of the fish;
  - e) from 1 November to 30 March, targeting of the giant Trevally (*Caranx ignobilis*) is not allowed within Park boundaries and all fish caught by accident should be immediately returned in an appropriate manner to ensure survivability of the fish;
  - f) Line fish catch cards must be completed for all trips, even if no fish were caught.
2. In the case of shore, rock and surf angling - refer to the table below for restrictions placed on the capture of certain species-

Common Name	Family or Species	Bag Limit
All sharks and rays	<i>Elasmobranchs</i>	Sharks and Rays may be caught but may not be killed. Shall be released alive
Baardman/Tassel fish	<i>Umbrina robinsoni</i>	One fish per person per day
Catface rockcod	<i>Epinephelus andersoni</i>	One fish per person per day
Cave bass	<i>Dinoperca petersi</i>	One fish per person per day
River snapper	<i>Lutjanus argentimaculatus</i>	One fish per person per day
Speckled snapper	<i>Lutjanus rivulatus</i>	One fish per person per day
Dusky kob	<i>Argyrosomus japonicus</i>	One fish per person per day from shore
River breams	<i>Acanthopagrus berda &amp; vagus</i>	One fish per person per day

## ANNEX III

### Marine Activity Operations

1. The following general rules apply to operators listed in article 15:

- a) operators must-
  - i. comply with any conditions of authorisations, in addition to the rules in this Regulation;
  - ii. submit to Park Management monitoring data of the previous month, if so required, in a format and timetable prescribed by Park Management: environmental disturbances or destruction of sites must, however, be reported to Park Management immediately after returning from a tour/trip;
  - iii. ensure that skippers of vessels must familiarise themselves with the local conditions and rules before launching, and ensure compliance by staff and visitors;
  - iv. ensure correct use of any equipment: it must be suitable for the type of recreational or adventure activity being undertaken and of sufficient quality to ensure it performs effectively in the environment it is used;
- b) only marine mammal watching operators are allowed to cruise within 500m of the shore line.

2. The rules for scuba diving operators are as follows:

- a) no person may scuba dive or attempt to scuba dive in the Park except on the authority of a recreational scuba diving permit;
- b) divers must adhere to training standards and guidelines developed by recognised national or international certifying organisations and may not dive beyond their qualification;
- c) trainees first dives must be conducted over sand until buoyancy control has been mastered;
- d) a top man must be present at all times on the dive vessel and must be a registered skipper;
- e) vessels must fly an alpha flag if there are divers in the water;
- f) each dive vessel must remain within 50m of its surface marker;
- g) a 100m exclusion zone around boats with divers in the water must be observed;

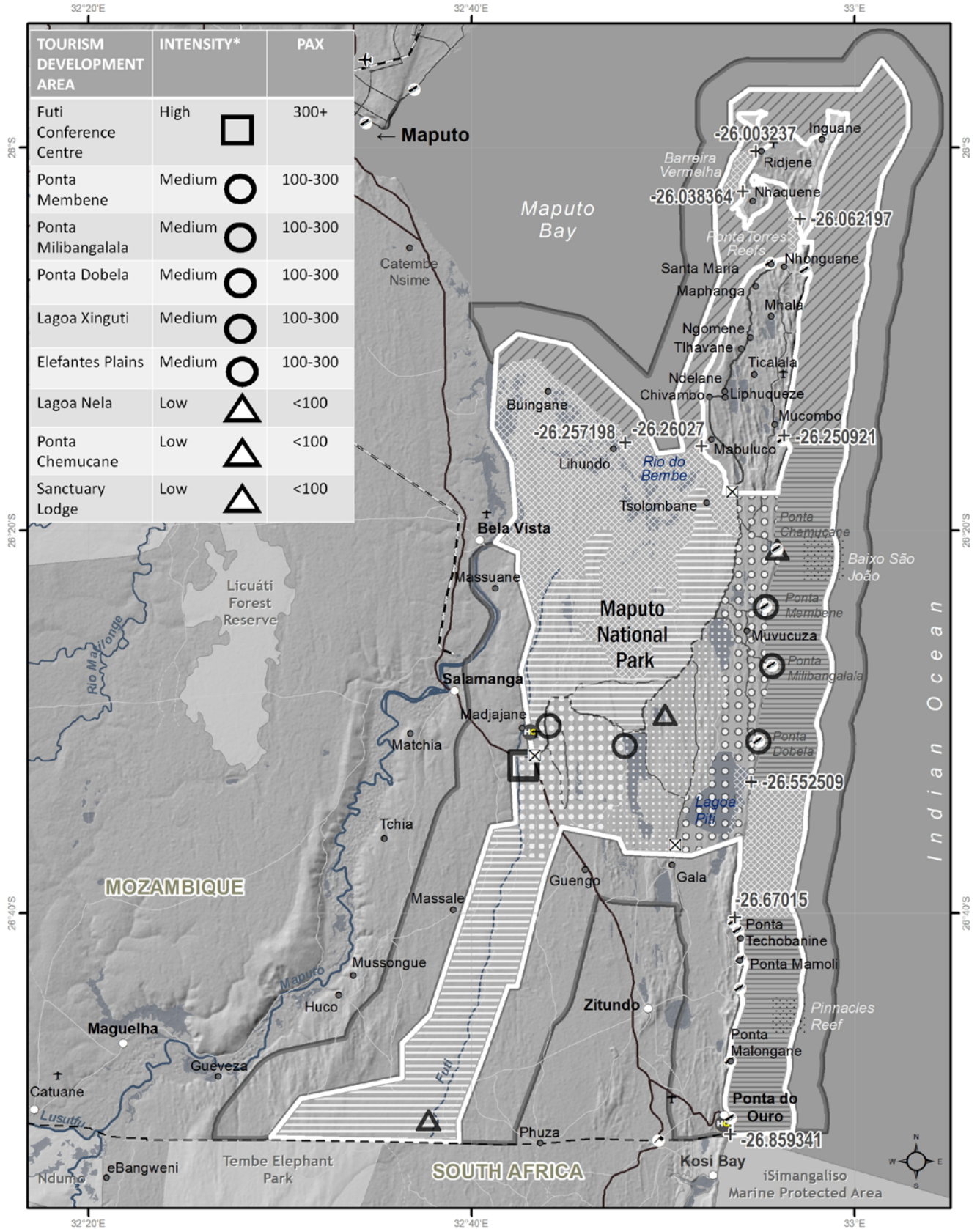
- h) a person in control of a vessel must not bring a boat closer than 30m to a dive vessel displaying an alpha flag;
- i) the use of any form or type of cage is not permitted;
- j) all dive groups must tow a visible surface buoy;
- k) divers are not allowed to:
  - i. wear gloves;
  - ii. touch reefs or place any equipment on any substrate;
  - iii. touch marine animals;
  - iv. kick up sand that can cover a reef;
  - v. harass marine life, especially territorial ones;
  - vi. collect souvenirs (dead or alive);
  - vii. surround an animal/s: always leave a sufficient area for the animal/s to move away with ease;
- l) Care must be taken with buoy lines when going into caves next to large corals.

3. In the case of marine mammal watching:

- a) only one vessel per operator is allowed out at sea at any one time;
- b) vessels and persons in the water must approach animals only at an oblique angle (never from behind or from the front) and depart with equal caution: do not cut off an animal or group of animals by moving across their path;
- c) if using an engine: avoid sudden unpredictable changes in speed and direction, reduce speed to the safest minimum, and minimise engine noise;
- d) if under sail, paddling or rowing be aware of any marine life around the vessel, minimise disturbances and do not approach too close as small craft are vulnerable;
- e) if under sail, avoid as far as possible tacking, gybing and flapping sails close to marine mammals;
- f) no person may enter into the water without being accompanied by qualified and authorised personnel;
- g) keep noise levels to a minimum: no shouting or loud whistling;

- h) a 20-minute viewing time is to be followed: if marine mammals move off within this time, they must be left alone;
  - i) animals may not be surrounded: if other people are watching, try to stay on the same side;
  - j) avoid corralling or boxing animals in against the shoreline or in bays;
  - k) when close to animals, if signs of disturbance are observed then move away and if possible take an alternative route or wait for the animals to move on;
  - l) if animals are moving in a consistent direction, maintain a steady parallel course;
  - m) take extra care as regards operations during sensitive times of year in places where animals may be feeding, resting, breeding or with their young;
  - n) avoid mother and calf units: do not enter into the water with newborns or calves;
  - o) be careful not to split up groups, or mothers and young, and never approach apparently lone young animals;
  - p) avoid using flash photography.
4. In the case of recreational snorkelling tours/ocean safaris:
- a) tours or safaris are not allowed to take place beyond the backline;
  - b) operators must ensure:
    - i. the use of highly visible swim buoys for open water snorkeling;
    - ii. all snorkeling locations are appropriate to the skill level of the person(s) snorkeling and appropriately marked by dive flags.
5. For turtle tour operators:
- a) turtle tours may only take place two hours either side of low tide;
  - b) only one pass per night is permitted in either direction;
  - c) the guide shall approach the turtle first to assess the state of nesting, direction she is facing and the position of the nest. When the guide has satisfied him/herself that it is appropriate to approach the turtle the visitors should approach cautiously from the back of the turtle. The ideal time to approach is when the egg-chamber is 30-40cm deep;
  - d) movement and noise should be kept to a minimum. Running, jumping, screaming and shouting is not permitted. All movement shall be calm and unhurried;
  - e) nesting females should not be approached when exiting the surf;
  - f) no more than 12 people may congregate around any nesting turtle;
  - g) all individuals should stay behind the shoulders of the turtles with about a 1m buffer and no person shall approach the head of the turtle at any time;
  - h) no person may touch or disturb any turtle, nest or egg;
  - i) no flash photography may be practiced during the tour;
  - j) flashlights shall be kept to a minimum and operated by the tour guide only: only long wavelength light (ranging from 590 to 750nm in length) may be used;
  - k) the guide may place a dim torch behind the flippers in order to observe digging; the location of the light shall be sufficiently low so that the carapace casts a dark shadow over the head of the turtle;
  - l) torches may not be turned on while the turtle is en-route to the nest site or back to the ocean;
  - m) hatchlings should not be picked up and carried;
  - n) care should be taken not to flash lights onto the water as this could attract predatory fish.

# ANNEX IV Zonation Plan



TOURISM DEVELOPMENT AREA	INTENSITY*	PAX
Futi Conference Centre	High	300+
Ponta Membene	Medium	100-300
Ponta Milibangalala	Medium	100-300
Ponta Dobela	Medium	100-300
Lagoa Xinguti	Medium	100-300
Elefantes Plains	Medium	100-300
Lagoa Nela	Low	<100
Ponta Chemucane	Low	<100
Sanctuary Lodge	Low	<100

### ZONATION

- CUA - t1 (Terrestrial)
  CUA - t4 (Terrestrial)
  TPA (Marine & Terrestrial)
- CUA - t2 (Terrestrial)
  CUA - m1 (Marine)
  Specific Reefs
- CUA - t3 (Terrestrial)
  CUA - m2 (Marine)
  + Zoning Beacon Latitude Coordinate

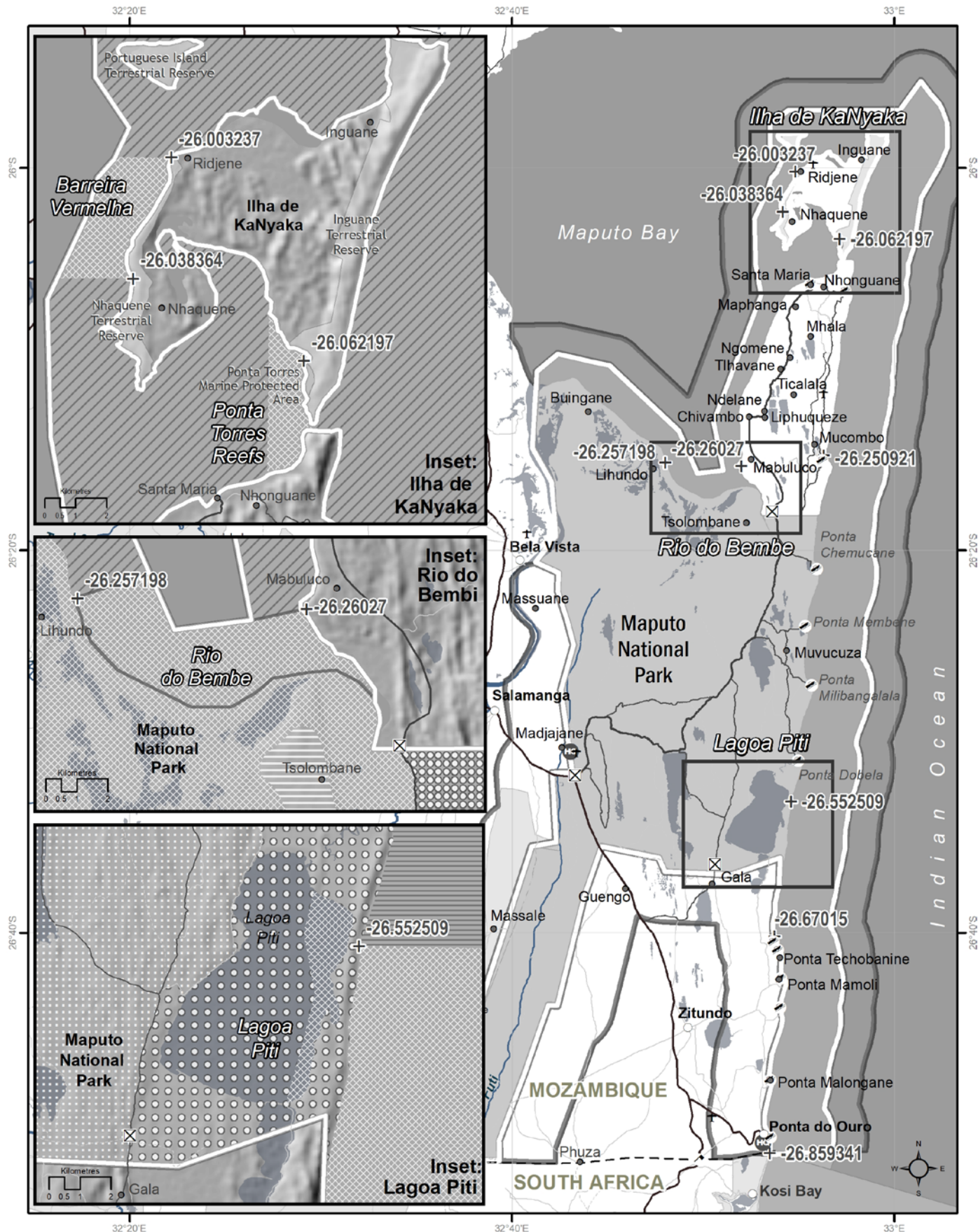
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**ZONATION**

- |  |                        |  |                        |  |                                     |
|--|------------------------|--|------------------------|--|-------------------------------------|
|  | CUA - t1 (Terrestrial) |  | CUA - t4 (Terrestrial) |  | TPA (Marine & Terrestrial)          |
|  | CUA - t2 (Terrestrial) |  | CUA - m1 (Marine)      |  | Specific Reefs                      |
|  | CUA - t3 (Terrestrial) |  | CUA - m2 (Marine)      |  | + Zoning Beacon Latitude Coordinate |

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