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GOVERNMENT NOTICE GOEWERMENTSKENNISGEWING

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM DEPARTEMENT VAN OMGEWINGSAKE EN TOERISME

No. 1341

1 November 1997

SEA FISHERY ACT, 1988 (ACT No. 12 OF 1988)

SETTING ASIDE OF AREAS AS MARINE RESERVES

I, Zweledinga Pallo Jordan, Minister of Environmental Affairs and Tourism, hereby under section 34 of the Sea Fishery Act, 1988 (Act No. 12 of 1988), set aside the areas indicated in the Schedule as marine reserves and hereby allocate to these reserves the names indicated in the Schedule.

Z. P. JORDAN

Minister of Environmental Affairs and Tourism

SCHEDULE

1. In this notice any word or expression to which a meaning has been assigned in the Act shall bear the meaning as assigned to it unless the context indicates otherwise.

DESCRIPTION OF BOUNDARIES OF MARINE RESERVES

2. (1) The Dwesa-Cwebe Marine Reserve, situated in the Districts of Elliotdale and Willowvale, Province of the Eastern Cape, within a distance of six nautical miles seaward of the high-water mark in the area between, as northern boundary, a straight line (135° true bearing) drawn from the western bank of the mouth of the Suku River in the District of Elliotdale, and, as southern boundary, a similar line drawn from Human's Rock in the District of Willowvale, including the tidal portion of the Mbashe River upstream as far as a line drawn from the point where the north-western boundary of the Dwesa Forest Reserve reaches the high-water mark of the river to the point where the south-western boundary of the Cwebe Forest Reserve reaches the high-water mark of the river.

(2) The Hluleka Marine Reserve, situated in the Ngqeleni District, Province of the Eastern Cape, within a distance of six nautical miles seaward of the high-water mark in the area between, as northern boundary, a straight line (135° true bearing) drawn from a beacon marked H1 situated in the Hluleka Nature Reserve where the game fence near the northern boundary of the said nature reserve reaches the high-water mark, and, as southern boundary, a similar line drawn from the point where the southern boundary of the said nature reserve reaches the high-water mark.

(3) The Mkambati Marine Reserve, situated in the Lusikisiki District, Province of the Eastern Cape, within a distance of six nautical miles seawards of the high-water mark in the area between, as northern boundary, a straight line (135° true bearing) drawn from the eastern bank of the mouth of the Mtentu River, and, as southern boundary, a similar line drawn from the western bank of the mouth of the Msikaba River, including the tidal portions of the said rivers.

STIPULATIONS: MARINE RESERVES

3. (1) No person shall catch, attempt to catch or disturb any fish with the use of a fishing boat or other vessel in any way or for any purpose in the Dwesa-Cwebe Marine Reserve except by means of hook and line on the Mhashe River.

(2) No person shall catch, attempt to catch or disturb any fish or remove any aquatic plant in any way or for any purpose on or from the sea-shore in the Dwesa-Cwebe Marine Reserve, except a person who is lawfully residing in the Dwesa-Cwebe Nature Reserve for not less than one night and is fishing from the sea-shore with the use of hook and line—

- (a) between the eastern bank of the Mbashe River and the western bank of the mouth of the Mbanyane River; or
- (b) between Human's Rock and the western bank of the mouth of the Khobole River.

4. No person shall catch or disturb any fish or remove any aquatic plant in any way or for any purpose in the Hluleka and Mkambati Marine Reserves, except a person who is lawfully residing in the Hluleka or Mkambati Nature Reserve, as the case may be, for not less than one night and is fishing from the sea-shore with the use of hook and line—

- (a) in the Hluleka Marine Reserve between the beacon marked H2 situated at the seaward foot of the Jongisa hill and the southern boundary of the reserve;
- (b) in the Mkambati Marine Reserve between the eastern bank of the mouth of the Mkambati River and the western bank of the mouth of the Msikaba River.

No. 1341

1 November 1997

WET OP SEEVISSERY, 1988 (WET No. 12 VAN 1988)

AFSONDERING VAN GEBIEDE AS MARIENERESERVATE

Ek, Zweledinga Pallo Jordan, Minister van Omgewingsake en Toerisme, sonder hierby kragtens artikel 34 van die Wet op Seevisserij, 1988 (Wet No. 12 van 1988), die gebiede in die Bylae uiteengesit af as marienereservate, en ken hierby aan die marienereservate die name toe soos in die Bylae aangedui.

Z. P. JORDAN**Minister van Omgewingsake en Toerisme**

BYLAE

1. In hierdie Bylae het 'n woord of uitdrukking waaraan daar in die Wet 'n betekenis geheg word, die betekenis aldus daaraan geheg, tensy uit die samehang anders blyk.

BESKRYWING VAN GRENSE VAN MARIENE RESERVATE

2. (1) Die Dwesa-Cwebe-marienereservaat, geleë in die landdrostdistrikte Willowvale en Elliotdale, provinsie Oos-Kaap, binne 'n afstand van ses seemyl seewaarts vanaf die hoogwatermerk in die gebied tussen, as noordelike grens, 'n lyn (geografiese ligging 135°) getrek vanaf die westelike bank van die mond van die Sukurivier in die landdrostdistrik Elliotdale, en, as suidelike grens, 'n soortgelyke lyn getrek vanaf Human se Rots in die landdrostdistrik Willowvale, met inbegrip van die getygedeelte van die Mbasherivier stroomop sover as 'n lyn getrek vanaf die punt waar die noordwestelike grens van die Dwesa-bosreservaat die hoogwatermerk van die rivier bereik tot by die punt waar die suidwestelike grens van die Cwebe-bosreservaat die hoogwatermerk van die rivier bereik.

(2) Die Hluleka-marienereservaat, geleë in die landdrostdistrik Ngqeleni, provinsie Oos-Kaap, binne 'n afstand van ses seemyl seewaarts vanaf die hoogwatermerk in die gebied tussen, as noordelike grens, 'n lyn (geografiese ligging 135°) getrek van die baken gemerk H1 geleë in die Hluleka-natuurreservaat waar die wildheining naby die noordelike grens van die genoemde natuurreservaat die hoogwatermerk bereik, en, as suidelike grens, 'n soortgelyke lyn getrek vanaf die punt waar die suidelike grens van die genoemde natuurreservaat die hoogwatermerk bereik.

(3) Die Mkambati-marienereservaat, geleë in die landdrostdistrik Lusikisiki, provinsie Oos-Kaap, binne 'n afstand van ses seemyl seewaarts vanaf die hoogwatermerk in die gebied tussen, as noordelike grens, 'n lyn (geografiese ligging 135°) getrek van die oostelike bank van die westelike bank van die mond van die Mtenturivier, en, as suidelike grens, 'n soortgelyke lyn getrek vanaf die westelike bank van die mond van die Msikabarivier, met inbegrip van die getygedeelte van genoemde riviere.

VOORSKRIFTE: MARIENERESERVATE

3. (1) Niemand mag enige vis vang, probeer vang of versteur op enige manier of vir enige doeleindes nie met die gebruik van 'n boot of ander vaartuig in die Dwesa-Cwebe-marienereservaat behalwe deur middel van 'n hoek en lyn op die Mbasherivier.

(2) Niemand mag enige vis vang, probeer vang of versteur nie of enige waterplant verwyder nie op enige manier of vir enige doeleindes op of vanaf die strand in die Dwesa-Cwebe-marienereservaat, behalwe 'n persoon wie in die Dwesa-Cwebe-natuurreservaat wettig vir nie minder as een nag bly nie en vis vanaf die strand met die gebruik van 'n hoek en lyn vang—

- (a) tussen die oostelike bank van die Mbasherivier en die westelike bank van die mond van die Mbanyanerivier; of
- (b) tussen Human se Rots en die westelike bank van die mond van die Khobolerivier.

4. Niemand mag enige vis vang, probeer vang of versteur nie of enige waterplant verwyder nie op enige manier of vir enige doeleindes in die Hluleka- en Mkambati-marienereservate, wat ook al die geval mag wees, wettig vir nie minder as een nag bly nie en vis vanaf die strand met die gebruik van 'n hoek en lyn vang—

- (a) in die Hluleka-marienereservaat tussen die baken gemerk H2 geleë by die seewaartse voet van die Jongisakoppie en die suidelike grens van die reservaat;
- (b) in die Mkambati-marienereservaat tussen die oostelike bank van die mond van die Mkambatirivier en die westelike bank van die mond van die Msikabarivier.

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