

## CHAPTER 56

## THE BOTANICAL GARDENS ACT

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## BOTANICAL GARDENS

*(27th June, 1900.)*12/1900.  
3/1989.

1. This Act may be cited as the Botanical Gardens Act. **Short title.**

2. In this Act— **Interpretation.**

"the Botanical Gardens" means the piece of land containing about five acres situate in the parish of St. John, bounded on all sides by the Victoria Park, and fenced in, and heretofore known as "The Botanical Station", and shall also include any other lands which may hereafter be acquired for the purposes of Botanical Gardens;

"Board" means the Board established under section 3;

"Minister" means the Minister responsible for Agriculture.

**Minister may make regulations.**

**3.** (1) The Minister may by regulations—

(a) establish a Board to develop, manage and maintain the affairs of the Botanical Gardens;

(b) control the hours during which the Botanical Gardens may be open to the public;

(c) prohibit the use of the Botanical Gardens for activities not conducive to the purposes and objectives for which it was established;

(d) determine the fees to be charged for admitting members of the public to the Botanical Gardens or for using the services and facilities provided; and

(e) provide for the better carrying out of the purposes of this Act.

**Regulations to be approved by Legislature.**

(2) All regulations made under the authority of this Act shall be laid before the Legislature by whom the same may be altered or amended before approval.

**Publications of regulations.**

(3) Such regulations on being approved by the Legislature shall be forthwith published in the *Gazette*, and shall take effect from the date of such publication.

**Penalty.**

(4) Any person who contravenes any regulation made under this section is guilty of an offence and is liable on summary conviction to a fine of two thousand dollars or to a term of imprisonment for twelve months.

**Prosecution.**

(5) Prosecutions for breaches of such regulations shall be taken in the name of the Curator or other person for the time being in charge of the Botanical Gardens.

**Appointment, qualifications and functions of the Curator.**

**4.** (1) There shall, for the purposes of managing, maintaining and supervising the Botanical Gardens, be a Curator and such number of other public officers as are required to assist the Curator for the proper discharge of his functions.

(2) The Curator shall be a person who holds a requisite qualification in horticulture with three years post qualification experience or a person who has had at least five years experience in the management of horticultural gardens.

(3) The Curator shall perform such functions as are conferred upon him by the regulations or as directed by the Board.

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