

ANTIGUA AND BARBUDA

STATUTORY INSTRUMENTS

2004, No. 43

**The Environmental Protection (Runaway Bay) Order, 2004
made by the Minister under section 57 of the Physical
Planning Act, 2003 — Act No. 6 of 2003.**

1. This Order may be cited as the Environmental Protection (Runaway Bay) Order, 2004 and shall come into force on the 29th November, 2004. Short title.
2. The Town and Country Planner is hereby directed to take such steps as are necessary to remove, prevent and mitigate the pollution of the McKinnon Swamp and the flooding caused by the excessive amount of water in the McKinnon Swamp which is posing, and is likely to continue to pose, a threat to the environment in the area known as Runaway Bay, the particulars of which are delineated in the aerial photograph in the Schedule to this Order, such steps to include the measures specified in paragraph 3. Direction to Town and Country Planner.
3. (1) The Town and Country Planner shall do the following: Remedial action.
- (a) to dredge, if necessary, the McKinnon's Swamp;
 - (b) to construct channels whether temporary or permanent across or adjacent to Runaway Bay Public Road so as to facilitate the drainage of flood waters away from the Public Road to the sea;
 - (c) to unblock the drains conveying water from the McKinnon Swamp to the sea through the water channel currently being used by Dolphin Discovery (Antigua) Limited;
 - (d) to relocate the dolphins from the water channel being used by Dolphin Discovery (Antigua) Limited to an alternative temporary and suitable habitat, the cost of such relocation to be borne by Dolphin Discovery (Antigua) Limited should they fail to relocate the dolphins.

(2) In carrying out the remedial measures referred to in subparagraph (1), the Town and Country Planner may utilise the assistance and services of such person or authority, whether Governmental or not, as he considers appropriate.

SCHEDULE



Made this 26th day of November, 2004.

Wilmoth Daniel,
*Minister responsible for
Physical Planning.*

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