

THE BEACH CONTROL ACT
ARRANGEMENT OF SECTIONS

Preliminary

1. Short title.
2. Interpretation.

Rights in the Foreshore and Floor of the Sea

3. Foreshore and floor of the sea declared to be vested in the Crown.
4. Use of foreshore for private domestic purposes.

Licences for use of the Foreshore and Floor of the Sea

5. Prohibition of use of the foreshore or the floor of the sea without a licence.
6. Application for licence by persons using the foreshore or the floor of the sea at the 1st June, 1956.

Protected Areas

7. Protected areas and prohibited activities.

Construction of Docks, Wharves, Piers, Jetties, etc.

8. Patents, licences, permits and rights already granted.
9. Future encroachments to be authorized by licence from the appropriate Minister.

Establishment, Functions, Duties and Powers of Authority

10. [*Deleted by Act 9 of 1991, 3rd Sch.*]
11. Authority to grant licences for use of foreshore or floor of the sea—publication of grant or refusal.
- 11A. Revocation, suspension or variation of licences.
12. Duty to determine certain needs of public and power to acquire land therefor.

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13. Authority to maintain, use and develop beaches for benefit of the public.
14. Power of Authority to take steps for the establishment of right of public to use beach or to gain access thereto.
15. General powers of Authority.
16. [Deleted by Act 9 of 1991, 3rd Sch.]
17. [Deleted by Act 9 of 1991, 3rd Sch.]
18. Power to make regulations.
19. Court order to protect foreshore.
20. [Deleted by Act 9 of 1991, 3rd Sch.]
21. [Deleted by Act 9 of 1991, 3rd Sch.]
22. [Deleted by Act 9 of 1991, 3rd Sch.]
23. [Deleted by Act 9 of 1991, 3rd Sch.]

Acquisition of Land

24. Application by the Authority.
25. Approval of application by Minister.
26. Notice of approval to be published in the *Gazette* before acquisition.
27. Appointment, powers and duty of Commission.
28. Determination of compensation.
29. Vesting of land by order of the Minister and taking of possession by the Authority.
30. Publication of report of Commission.

Reference to Court and Procedure thereafter

31. Reference to Court.
32. Commission's statement to the Court.
33. Service of notice.
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35. Death, etc., of assessor.

36. Restriction on scope of enquiry.
37. Proceedings to be in open Court.
38. Record of assessor's opinion.
39. Difference of opinion between Judge and assessors.
40. Assessor's fees.
41. Awards to be in writing.
42. Costs.
43. Rules of Supreme Court applicable.
44. Appeal from decision of Court
45. Determination of apportionment of compensation.
46. Costs of apportionment to be borne by interested parties.

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47. Authority to pay compensation.

Miscellaneous

48. Police to enforce surrender.
49. Exemption from stamp duty, etc.
50. Commission not to cease to exist until all their functions and duties have been discharged.
51. Bar of suits to set aside awards.
- 51A. Amendment of penalties by order.

Public Recreational Beaches

52. Power to declare beach to be a public recreational beach and to define the same.

Revesting of Land or Beach

53. Revesting of land for purpose or in furtherance of commercial enterprise.
54. Revocation of order declaring beach to be a public recreational beach in the interests of development.

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Appeals from the Authority

- 55. Appeal to Minister from decision of Authority.

Application to Crown

- 56. Application of Act to the Crown.

SCHEDULE [*Deleted by Act 9 of 1991, 3rd Sch.*]

THE BEACH CONTROL ACT

	Laws	14 of 1971
	63 of 1955,	S.8 and 2nd
	11 of 1957,	Sch.,
[1st June, 1956.]	12 of 1958,	9 of 1991
	5 of 1959,	3rd Sch.,
	25 of 1960.	33 of 1991
	Acts	S. 22,
	14 of 1964,	17 of 2004.
	42 of 1969	
	3rd Sch.	

Preliminary

1. This Act may be cited as the Beach Control Act. Short title.

2. In this Act, unless the context otherwise requires— Interpreta-
tion.
 - “adjoining land” means land adjoining the foreshore of this Island and extending not more than one hundred yards beyond the landward limit of the foreshore;
 - “Authority” means the Natural Resources Conservation Authority established under the Natural Resources Conservation Authority Act; 9/1991
3rd Sch.
 - “commercial enterprise” includes—
 - (a) the business of carrying on a hotel or a proprietary club or the business of letting premises whereby the facilities mentioned in section 4 may be enjoyed; and 5/1959
S. 2.
 - (b) the commercial use of a bathing beach to which the public are admitted for bathing or recreation upon payment of a fee; and
 - (c) the erection, construction or maintenance of any dock, wharf, pier, jetty or other form of encroachment;
 - “Commission” means any Commission appointed under section 27;