



REPUBLIC OF NAURU

**DRONES BILL 2018**

---

No.      of 2018

---

A Bill for an Act to regulate the importation, sale and use of drones in the Republic and for related purposes

Certified: [   ]

**Table of Contents**

<b>PART 1 – PRELIMINARY .....</b>	<b>3</b>
1    Short Title.....	3
2    Commencement.....	3
3    Objective of the Act.....	3
4    Definitions .....	3
<b>PART 2 – ADMINISTRATION.....</b>	<b>3</b>
5    Powers of the Secretary.....	3
6    Delegation of powers of the Secretary .....	4
<b>PART 3 – PERMITS AND LICENCES .....</b>	<b>4</b>
7    General prohibition.....	4
8    Application for permit to import drone .....	4
9    Conditions for permit .....	4
10   Application for licence to sell drones .....	4
11   Licence conditions.....	4
12   Power to revoke, limit or suspend permit or licence .....	5
<b>PART 4 – PROHIBITION ON USE.....</b>	<b>5</b>
13   Prohibited photography, filming and recording .....	5

14	Danger to person, property or animal.....	5
15	Prohibition on drone flight over residential premises.....	5
16	Prohibition on the carrying out of surveillance of residential premises .....	5
17	Protected areas.....	6
<b>PART 5 – AUTHORISED OFFICERS .....</b>		<b>6</b>
18	Minister may authorise officers .....	6
19	Identification of authorised officers.....	6
20	Powers of authorised officers .....	6
<b>PART 6 – MISCELLANEOUS.....</b>		<b>7</b>
21	Payment of penalty .....	7
22	Release of drone.....	7
23	Offences by corporations .....	7
24	Jurisdiction of Court .....	8
25	Regulations .....	8

Enacted by the Parliament of Nauru as follows:

## **PART 1 – PRELIMINARY**

### **1 Short Title**

This Act may be cited as the *Drones Act 2018*.

### **2 Commencement**

This Act commences upon certification by the Speaker.

### **3 Objective of the Act**

The objective of the Act is to regulate the importation, sale and use of drones in the Republic.

### **4 Definitions**

In this Act:

**‘Department’** means the Department of Finance;

**‘drone’** means an aircraft that:

- (a) is operated without a pilot on board;
- (b) is controlled by a person by a remote or any other device;
- (c) can fly autonomously through software-controlled flight plans in their computer systems; and
- (d) includes an unmanned aircraft that is flown strictly for hobby or recreational purposes;

**‘Minister’** means the Minister for Finance;

**‘Secretary’** means the Secretary for Finance.

## **PART 2 – ADMINISTRATION**

### **5 Powers of the Secretary**

The Secretary has the power to:

- (a) issue, vary, suspend or revoke permits or licences;
- (b) establish and maintain a register of all permits or licences issued for drones imported and being sold in the Republic;
- (c) monitor the importation or sale of drones; and
- (d) administer and enforce conditions of permits or licences issued under the Act.

**6            Delegation of powers of the Secretary**

The Secretary may delegate with or without conditions to any person any or all of the Secretary's powers under this Act.

**PART 3 – PERMITS AND LICENCES**

**7            General prohibition**

- (1) A person shall not import or offer for sale a drone without a permit issued or licence granted under this Act.
- (2) A person who contravenes subsection (1) commits an offence and upon conviction is liable to a fine not exceeding \$10,000 or to a term of imprisonment not exceeding 12 months or to both.

**8            Application for permit to import drone**

- (1) A person who intends to import a drone shall apply for a permit in the prescribed form.
- (2) The applicant shall pay the prescribed fee prior to the permit being issued.

**9            Conditions for permit**

- (1) A permit issued under section 8 shall be subject to such requirements and conditions as may be specified therein.
- (2) A person who contravenes a requirement or condition imposed under subsection (1) commits an offence and upon conviction is liable to a fine not exceeding \$5,000 or to a term of imprisonment not exceeding 6 months or to both.

**10          Application for licence to sell drones**

- (1) A person who sells or who intends to sell drones shall apply for a licence in the prescribed form.
- (2) The applicant shall pay the prescribed fee prior to the licence being granted.

**11          Licence conditions**

- (1) A licence granted under section 10 shall be subject to such requirements and conditions as may be specified therein or as may be prescribed by regulations.
- (2) A licensee who contravenes a requirement or condition imposed under subsection (1) commits an offence and upon conviction is liable to a fine not exceeding \$10,000 or to a term of imprisonment not exceeding 12 months or to both.