

CHAPTER C1 - CARP CULTIVATION (CONTROL) LAW

ARRANGEMENT OF SECTIONS

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CARP CULTIVATION (CONTROL) LAW

A Law to control the cultivation of Carp.

[NN 1963, Cap. 18. KWS LN 1 of 1982, No. 4 of 2006.]

[Date of commencement: 30 *th* October, 1961]

1. Short title

This Law may be cited as the Carp Cultivation (Control) Law.

2. Interpretation

In this Law—

"**carp**" means any variety of the species of fish known as Common Carp or *Cyprinus Carpio Linnaeus*;

"**Commissioner**" means the State Commissioner assigned for the time being with responsibility for Fisheries;

"**Senior Fisheries Officer**" means the Senior Fisheries Officer of the Ministry of Agriculture;

"**State**" means Kwara State of Nigeria.

[No. 4 of 2006.]

3. Introduction of carp to river or stream prohibited

No person shall introduce carp into any river or stream.

4. Licence for cultivation of carp

(1) No person shall without a licence from the Senior Fisheries Officer introduce carp into or cultivate carp in any lake, pond or reservoir.

(2) A licence under this section may be granted subject to such conditions as the Senior Fisheries Officer may specify.

(3) A licence issued under this section shall be valid for one year and may be revoked at

any time by the Senior Fisheries Officer.

5. Power to order removal of carp

(1) Where any carp is found in any lake, pond or reservoir in respect of which the licence has expired or has been revoked under section 4 the Senior Fisheries Officer may by notice in writing require the owner or occupier of the land in which such lake, pond or reservoir or any part thereof is situated to remove such carp from such lake, pond or reservoir or where a part only of such lake, pond or reservoir is on such land then from such part within seven days of the notice being served.

(2) If the owner or occupier fails to comply with any notice served upon him in accordance with this section, the Senior Fisheries Officer or any person duly authorised by him may enter upon the land in respect of which the notice was served and remove and destroy the carp and any expenses thereby incurred shall be recoverable as a debt from the owner or occupier in default.

6. Appeals

(1) Any person aggrieved by the refusal of the Senior Fisheries Officer to grant or renew a licence or by the imposition by such Officer of any conditions in connection with such licence may within thirty days appeal to the Commissioner.

(2) The Commissioner shall consider such appeal and give his decision within a reasonable time.

(3) The decision of the Commissioner on an appeal shall be final.

7. Penalties

Any person who contravenes the provisions of section 3 or 4 shall be guilty of an offence and shall be liable on conviction to a fine of five thousand naira or to imprisonment for three months or to both such fine and imprisonment.