

ETC&I

A BILL FOR AN ACT

new ~~AY~~

To amend Title 19 of the Kosrae State Code by adding there under a ~~new~~ Chapter 9 headed Sand Mining; and for other purposes.

BE IT ENACTED BY THE KOSRAE STATE LEGISLATURE

1 Section 1. Purpose. The purpose of this Act is to amend Title 19 of the Kosrae State Code
2 by adding there under a new Chapter 9 and in turn adding there new Sections 19.901 to 19.903
3 to prohibit sand mining in coastal areas of Kosrae State and to regulate sand mining in inland
4 areas of Kosrae State to protect the environmental values of Kosrae State.

5 Section 2. Amendment. Title 19 of the Kosrae State Code shall be amended by adding
6 the following Chapter 9 and inserting there under Sections 19.901 to 19.903 as follows:

7 Chapter 9 Sand Mining.

8 Section 1 9.901. Sand Mining within Coastal Areas.

9 Sand Mining within any of the coastal areas of Kosrae State whether or not any such
10 coastal area is included within the boundaries of a Marine Protection Area is
11 prohibited under any circumstances.

12 Section 19.902 Sand Mining within Inland Areas.

13 Sand Mining is prohibited in any Inland Area within Kosrae State except:

- 14 (i) Where the Administrator is authorized under such regulations as he may
15 adopt to permit Sand Mining to be conducted within any such area
16 provided that in developing any such regulations and before deciding
17 whether to issue any such permit the Administrator shall consult with the

traditional leaders and leaders of the local municipal government for the area in which the permit for Sand Mining has been applied for.

(ii) The sand mining is undertaken on a small scale basis for domestic purposes and on residential land for clean-up, rubbish disposal, construction or alterations to a residential dwelling and family graves

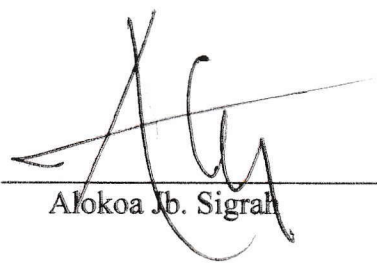
Section 19.903 Definitions.

:i) Sand Mining is the extraction of sand, mainly through an open pit (or sand pit) that is mined from beaches, inland dunes and any other area consisting mainly of sand or dredged from ocean and river beds.

ii) Coastal area: Includes an area within five hundred meters of a shoreline extending inland and within State's waters and Territorial waters as defined in the Kosrae State Code and National Law."

Section 3. Effective Date. This Act takes effect upon the approval of the Governor or upon its becoming law without such approval.

Date: 12/14/20

Introduced by: 
Alokoa Jb. Sigrah