

No. 30 ]      *National Security (Regulated Airspace) Act*      [ 2005.

I ASSENT

[L.S.]

PEARLETTE LOUISY,  
*Governor-General.*

*12th November, 2005.*

## **SAINT LUCIA**

---

### **No. 30 of 2005**

**AN ACT** to provide for the regulation of airspace in the interest of National Security and for related matters.

[ 21st November, 2005 ]

**BE IT ENACTED** by the Queen's Most Excellent Majesty, by and with the advice and consent of the House of Assembly and the Senate of Saint Lucia, and by the authority of the same, as follows :

**Short title**

1. This Act may be cited as the National Security (Regulated Airspace) Act 2005.

**Interpretation**

2. In this Act “aircraft” includes —

- (a) airship;
- (b) balloon;
- (c) blimp;
- (d) hang glider;
- (e) paraglider;
- (f) a machine that is capable of deriving support in the atmosphere from reactions of the air, other than a machine designed to derive support in the atmosphere from reactions against the earth’s surface of air expelled from the machine including a rocket or other machine to travel into outer space.

**Declaration of regulated airspace**

3.— (1) Notwithstanding any law in force in Saint Lucia to the contrary, the Minister responsible for National Security may, after consultation with the Minister responsible for Civil Aviation, in the interest of national security, by Order published in the *Gazette* declare any airspace within Saint Lucia to be a regulated airspace.

(2) For the purposes of this section the term “airspace within Saint Lucia” includes the airspace above the territorial sea of Saint Lucia.

**Authorization of Minister**

4.— (1) The Minister responsible for National Security may, after consultation with the Minister responsible for Civil Aviation, in writing authorize the flying of an aircraft in a regulated airspace subject to such terms and conditions as the Minister responsible for National Security specifies.

(2) An authorisation pursuant to this section shall not have the effect of dispensing with the necessity of obtaining permission where such permission is required pursuant to any other law in force in Saint Lucia.

No. 30 ]      *National Security (Regulated Airspace) Act*      [ 2005.

(3) For the purposes of this section permission includes licence, authorization and approval.

**Prohibition**

**5.**— (1) Subject to subsection (2) and notwithstanding any law in force in Saint Lucia to the contrary, except in accordance with an authorization pursuant to section 4, a person shall not, in an area declared to be a regulated airspace pursuant to this Act, fly, or cause or authorize the flying of, an aircraft.

(2) Subsection (1) applies whether or not, for the purposes of flying, the aircraft is attached to land or attached to a thing affixed to land.

(3) A person who contravenes subsection (1) commits an offence and upon summary conviction is liable to a fine not exceeding one hundred and fifty thousand dollars or to imprisonment for a term not exceeding five years.

Passed in the House of Assembly this 1st day of November, 2005.

J. BADEN ALLAIN,  
*Speaker of the House of Assembly.*

Passed in the Senate this 3rd day of November, 2005.

HILFORD DETERVILLE,  
*President of the Senate.*