



ST. HELENA

CHAPTER 98

BEES ORDINANCE and Subsidiary Legislation

Non-authoritative Consolidated Text

This is not an authoritative 'revised edition' for the purposes of the Revised Edition of the Laws Ordinance; it has been prepared under the supervision of the Attorney General for the purpose of enabling ready access to the current law, and specifically for the purpose of being made accessible via the internet.

Whilst it is intended that this version accurately reflects the current law, users should refer to the authoritative texts in case of doubt. Enquiries may be addressed to the Attorney General at Essex House, Jamestown
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Visit our [LAWS page](#) to understand the St. Helena legal system and the legal status of this version of the Ordinance.

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¹ These contact details may change during 2011 or early in 2012. In case of difficulty, email shgwebsite@sainthelena.gov.sh or telephone (+290) 2470.

CHAPTER 98
BEES ORDINANCE

ARRANGEMENT OF SECTIONS

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CHAPTER 98
BEES ORDINANCE

(Ordinance 1 of 1995 and 16 of 2011)

AN ORDINANCE FOR THE CONTROL OF PESTS AND DISEASES AFFECTING BEES.

Commencement
[25 April 1995]

Short title

1. This Ordinance may be cited as the Bees Ordinance.

Interpretation

2. (1) In this Ordinance—
“authorised person”² ...
“Agricultural Authority”³ means the person referred to in section 2A;
“bee product” means a natural product of the activities of bees (such as, for example, honey or beeswax) in its natural state;
“bees” includes bees in any stage of their life cycle.
(2) If a penalty is set out at the foot of a section or subsection of this Ordinance it means that a contravention of the section or subsection, whether by act or omission, is an offence punishable by a fine not exceeding the amount stated.

² Definition of “authorised person” repealed by Ord. 16 of 2011

³ Definition of “Agricultural Authority” inserted by Ord. 16 of 2011

Agricultural Authority and delegation of powers

2A.⁴ (1) For purposes of the administration of this Ordinance, the Agricultural Authority shall be the person appointed by the Governor under section 2A of the Animal (Diseases) Ordinance, Cap. 96.

(2) The functions of the Agricultural Authority may be performed by any other public officer authorised by the Agricultural Authority in that behalf and acting in accordance with such general or special directions as he may give from time to time.

Control of pests and diseases affecting bees

3. (1) The Governor in Council may make regulations to prevent pests and diseases affecting bees being introduced into or spreading within St. Helena.

(2) Without prejudice to the generality of subsection (1), regulations made under that subsection may—

- (a) prohibit or regulate the importation into or movement within St. Helena of bees and combs, bee products, hives, containers or other appliances used in connection with keeping or transporting bees, and of any other thing which has or may have been exposed to infection with any pest or disease to which the regulations apply; and
- (b) make provision with respect to any of the matters specified in the Schedule.

Powers of authorised persons

4.⁵ (1) The Agricultural Authority may examine any bees or other things subject to control under regulations made under section 3, and may take samples of them to see if they are free from infection.

(2) If bees or other things subject to control under regulations made under section 3 are found to be infected, or to have been exposed to infection, with any pest or disease to which the regulations apply, the Agricultural Authority may destroy them, or cause them to be destroyed, by such means as he thinks fit.

(3) Without prejudice to subsection (2), if any bees or other things are imported into St. Helena in contravention of regulations made under section 3 the Agricultural Authority may destroy them, or cause them to be destroyed, by such means as he thinks fit, and may do so with or without first allowing an opportunity for them to be re-exported.

(4) Compensation is not payable in respect of the exercise of the powers conferred by subsections (1) and (3).

Power of entry

5.⁶ (1) For the purpose of exercising a power conferred upon him by this Ordinance the Agricultural Authority may at any time enter—

- (a) any premises or other place; or
- (b) any vessel, boat, hovercraft, aircraft or vehicle of any other description, on or in which he has reasonable grounds for supposing there are or have been any bees or other things subject to control by regulations made under section 3.

⁴ Section 2A inserted by Ord. 16 of 2011

⁵ Section 4 amended by Ord. 16 of 2011

⁶ Section 5 amended by Ord. 16 of 2011

(2) A person seeking to enter any premises or other place, or any vessel, boat, hovercraft, aircraft or other vehicle in exercise of the power of entry under subsection (1), must, if so required by or on behalf of the owner or occupier or person in charge, produce evidence of his authority before entering.

Offences

6.⁷ (1) A person shall not—

- (a) import any bees or other things into St. Helena in contravention of regulations made under section 3; or
- (b) move any bees or other things within St. Helena in contravention of any such regulation; or
- (c) otherwise contravene or fail to comply with any such regulations or with any conditions imposed by any licence issued under any such regulations; or
- (d) intentionally obstruct a person acting in exercise of the power of entry under section 5.

(2) A person who contravenes subsection (1) is guilty of an offence and is liable on summary conviction to a fine not exceeding £5,000, or to imprisonment not exceeding 12 months, or to both.

SCHEDULE

(Section 3(2)(b))

SPECIFIC MATTERS WITH RESPECT TO WHICH PROVISION MAY BE MADE BY REGULATIONS UNDER SECTIONS 3

1. The conditions to be observed before, during and after importation.
2. Exemption from prohibitions on importation in the regulations by means of licences (whether general or specific and whether conditional or unconditional) issued in accordance with the regulations (whether on or before importation).
3. The revocation of any licence issued in accordance with the regulations and the variation of any condition attached to a licence so issued.
4. Securing information with respect to—
 - (a) the persons who keep bees;
 - (b) the occurrence of any pest or disease to which the regulations apply;
 - (c) the country or place of origin or consignment, contracts in transit and destination of any bees or other things subject to control under the regulations (whether the information is required on, before or following their importation into or transportation within St. Helena);
 - (d) any other matter relevant to determining whether any bees or other things subject to control under the regulations have been exposed to infection with any pest or disease to which the regulations apply.

⁷ Section 6 substituted by Ord. 16 of 2011

5. The circumstances in which and the time when any bees or other things brought into St. Helena are to be regarded for the purposes of the Ordinance as being imported into St. Helena.

6. Treatment of any bees found to be infected or to have been exposed to infection with any pest or disease to which the regulations apply.

7. Cleansing and disinfection.

8. Marking of hives or other containers for identification.

9.⁸ Imposition of fees and recovery of costs.

10. Payment of compensation for bees or other things subject to control destroyed in accordance with section 4(2).

11. Any matter incidental or supplementary to any matter mentioned above.

⁸ *Item 9 substituted by Ord. 16 of 2011*

BEES REGULATIONS – SECTION 3

(Legal Notice 34 of 2013)

Citation and commencement

1. These Regulations may be cited as the Bees Regulations, 2013, and shall come into force on publication.

Interpretation

2. In these Regulations, unless the context indicate otherwise—

“**bee products**” include bee semen, wax foundation, honey, royal jelly, propolis and any other bee related product; and

“**bees**” include all queens, workers and drones;

“**competent authority**” means any authority or person in the country from which any bee product or bee equipment was exported which is recognised by the Agricultural Authority as competent to give such a certificate;

“**prescribed Health Standards**” means the Health Standards as may be prescribed from time to time by a Council Committee in respect of the importation of bee products and bee equipment.

Prohibited importation

3. (1) The importation of the following is prohibited:

(a) bees, honey, combs and wax foundation;

(b) any unrefined beeswax or item containing or manufactured from unrefined beeswax; and

(c) anything which has or may have been exposed to infection with any disease referred to in Schedule 2.

(2) Paragraph (1) does not apply in respect of any item containing honey as an ingredient or component which is listed in the prescribed Health Standards as being exempt from this prohibition.

Restriction on importation of bee products and equipment

4. (1) Subject to any prohibition under regulation 3, no person shall import any bee products or any item containing a bee product as an ingredient or component, or any hives, containers or other appliances and equipment used in connection with the keeping or transportation of bees or bee products, except—

(a) under a licence previously granted by the Agricultural Authority, having regard to the conditions and requirements contained in the prescribed Health Standards; and

(b) in the case of any bee product, upon production of a certificate given by a competent authority in the country from which the product was exported certifying that it has been examined and is free from disease.

(2) The prescribed Health Standards may exempt any bee product or item containing a bee product as an ingredient or component from the requirement to obtain a licence and certificate under paragraph (1).

(3) An application for a licence under paragraph (1) shall be made in such form as may be determined by the Agricultural Authority and shall be subject to the payment of such fees as determined in Schedule 1.

Diseases affecting bees

5. Every person having in his possession or under this charge any bees infected or believed to be infected with any disease listed in Schedule 2 shall keep such bees separate from bees not so infected and as soon as practically possible inform an authorised officer of such infection or suspected infection.

Repeal of legislation

6. The Bees Regulations, Cap. 98 are repealed.

SCHEDULE 1 (Regulation 4)

Fees	
Granting of import licence	£5.00 per licence

SCHEDULE 2 (Regulation 5)

American Foulbrood (*Paenobacillus larvae*)
European Foulbrood (*Melissococcus pluton*)
Other brood diseases
Varroa diseases (*Varroa jacobsoni*) and (*Varroa destructor*)
Nosema disease (*Nosema apis* and *Nosema ceranae*)
Acarine disease (*Acarapis woodi*)
Amoeba disease (*Malpighamoeba Mellificae*)
Small hive beetle infestation (*Aethina tumida*)
Tropilaelaps mite infestation
Israeli Acute Paralysis Virus