

Regulation relating to amendments to Regulation no. 377 of 4 April 2014 relating to the South Spitsbergen, Forlandet and Northwest Spitsbergen National Parks, the Northeast Svalbard and Southeast Svalbard Nature Reserves and the bird reserves in Svalbard

Authority: Laid down by Royal Decree xx pursuant to sections 12, 16 and 17 of the Svalbard Environmental Protection Act.
Presented by the Ministry of Climate and Environment.

The following amendments are made to

The following amendments are made to Regulation no. 377 of 4 April 2014 relating to the South Spitsbergen, Forlandet and Northwest Spitsbergen National Parks, the Northeast Svalbard and Southeast Svalbard Nature Reserves, and the bird reserves in Svalbard:

Section 4a

The new section 4a shall read as follows:

Section 4a. Passenger limit on ships

Ships that call at the national parks cannot have more than 200 passengers on board.

Section 5

The new section 5 shall read as follows:

Section 5. Access and passage

Any person who accesses or stays in the national parks shall prevent new permanent wear and tear to the terrain or cultural remains. Paths must be used where such exist. Stones, stakes and other objects used at the site shall be cleared and returned to where they were found.

A sufficient distance shall be kept from

- a) wildlife to avoid unnecessary disturbances and*
- b) protected cultural remains that are not in use, so that these are not exposed to trampling or other activity that poses a risk of damage.*

§ 5a

The new section 5a shall read as follows:

Section 5a. Landing and staying on land in connection with tourist activities

Landing in connection with tourist activities and staying on land in connection with such landings are prohibited in the national parks.

The prohibition does not apply

- a) on snow-covered and frozen ground from 1 January to 25 May each year,*
- b) in areas marked with a green or blue line on the map in Annex 6 showing the permitted landing areas,*
- c) in areas hatched in green or blue on the map in Annex 6 showing permitted landing areas and limits for permitted access and passage on land in connection with landing.*

Landing and staying on land according to this provision can only take place together with a guide with knowledge about the natural and cultural environment.

For landing and passage on land in areas marked with a blue line or a blue hatched area, there shall be one guide for every 12 people and a maximum of 39 people on land at the same time.

Tourist activities means tourist activities as defined in section 2a, letter b) of Regulation no. 731 of 27 June 2002 relating to camping activities on Svalbard.

Section 5b

The current section 5 will become the new section 5b, first paragraph. The current section 5b, first paragraph will become the new second paragraph. The heading shall read as follows:

Section 5b. *Prohibition against access and passage*

Section 6a.

The new section 6a shall read as follows:

Section 6a. *Prohibition against unmanned remotely operated devices (drones), etc.*

It is prohibited to use unmanned vessels (drones) and other remotely operated or autonomous unmanned devices in the air, on the ground, on and under water.

Section 11

The new letter f) shall read as follows:

f) the use of unmanned vessels (drones) and devices as stated in section 6a for purposes other than recreational and hobby purposes.

Section 15a

The new section 15a shall read as follows:

Section 15a. *Passenger limit on ships*

Ships that call at the nature reserves cannot have more than 200 passengers on board.

Section 16

The new section 16 shall read as follows:

Section 16. *Access and passage*

Any person who accesses or stays in the nature reserves shall prevent new permanent wear and tear to the terrain or cultural remains. Paths must be used where such exist. Stones, stakes and other objects used at the site shall be cleared and returned to where they were found.

A sufficient distance shall be kept from

a) wildlife to avoid unnecessary disturbances and

b) protected cultural remains that are not in use, so that these are not exposed to trampling or other activity that poses a risk of damage.

Section 18

The new section 18 shall read as follows:

Section 18. *Prohibition against access and passage around protected cultural heritage sites*

Landing and access and passage are prohibited the whole year round in delimited areas around the automatically protected cultural remains on Zieglerøya, Delitschøya, Spekkholmen with adjacent islets and skerries, Haudegen and on Halvmåneøya as shown on the maps in Annex 3.

Section 21

The new section 21 shall read as follows:

Section 21. *Landing and staying on land in connection with tourist activities*

Landing in connection with tourist activities and staying on land in connection with such landings are prohibited in the nature reserves.

The prohibition does not apply in areas marked with a green or blue line on the map in Annex 6 showing permitted landing areas.

Landing and staying on land according to this provision can only take place together with a guide with knowledge about the natural and cultural environment.

For landing and staying on land in areas marked with a blue line, there shall be one guide for 12 people and a maximum of 39 people on land at the same time

Tourist activities mean tourist activities as defined in section 2a, letter b) of Regulation no. 731 of 27 June 2002 relating to camping activities on Svalbard.

Section 22

The new section 22 shall read as follows:

Section 22. *Prohibition against unmanned remotely operated devices (drones), etc.*

It is prohibited to use unmanned vessels (drones) and other remotely operated or autonomous unmanned devices in the air, on the ground, on and under water.

Section 28

The new letter e) shall read as follows:

e) the use of unmanned vessels (drones) and devices as stated in section 22 for purposes other than recreational and hobby purposes.

Section 31b

The new section 31b shall read as follows:

Section 31b. *Access and passage*

Any person who accesses or stays in the bird reserves shall prevent permanent wear and tear to the terrain or cultural remains. Paths must be used where such exist. Stones, stakes and other objects used at the site shall be cleared and returned to where they were found.

A sufficient distance shall be kept from

a) wildlife to avoid unnecessary disturbances and

b) protected cultural remains that are not in use, so that these are not exposed to trampling or other activity that poses a risk of damage.

Section 31c

The new section 31c shall read as follows:

Section 31c. *Passenger limit on ships*

Ships that call at bird reserves cannot have more than 200 passengers on board.

Section 33a

The new section 33a shall read as follows:

Section 33a. *Prohibition against unmanned remotely operated devices (drones), etc.*

It is prohibited to use unmanned vessels (drones) and other remotely operated or autonomous unmanned devices in the air, on the ground, on and under water.

Section 38a

The current section 22 will become the new section 38a and shall read as follows:

Section 38a. *Regulation of access and passage*

The Norwegian Environment Agency may lay down provisions regulating and prohibiting access and passage within more defined parts of land and *sea* if deemed necessary to avoid disturbance of wildlife, wear and tear on the vegetation or cultural remains or to protect the areas' value as a reference area for research. Passage through Hinlopenstredet, Heleysundet and Freemansundet cannot be regulated.

Section 39

Section 39 shall read as follows:

Section 39. *Inspection activities and emergency operations by the fire, police and rescue service*

The Regulations do not preclude

- a) emergency operations by the fire, police and rescue services and supervision according to sections 77 and 87 of the Svalbard Environmental Protection Act

- b) *the use of unmanned vessels (drones) and devices as stated in sections 6a, 22 and 33a for the same purposes as stated in the indent above and for the tasks of the administrative authority of the protected area.*

Annexes

Annex 3 shall be repealed.

The new Annex 3 shall read as follows:

Annex 3

Annex 6a and 6b shall be repealed.

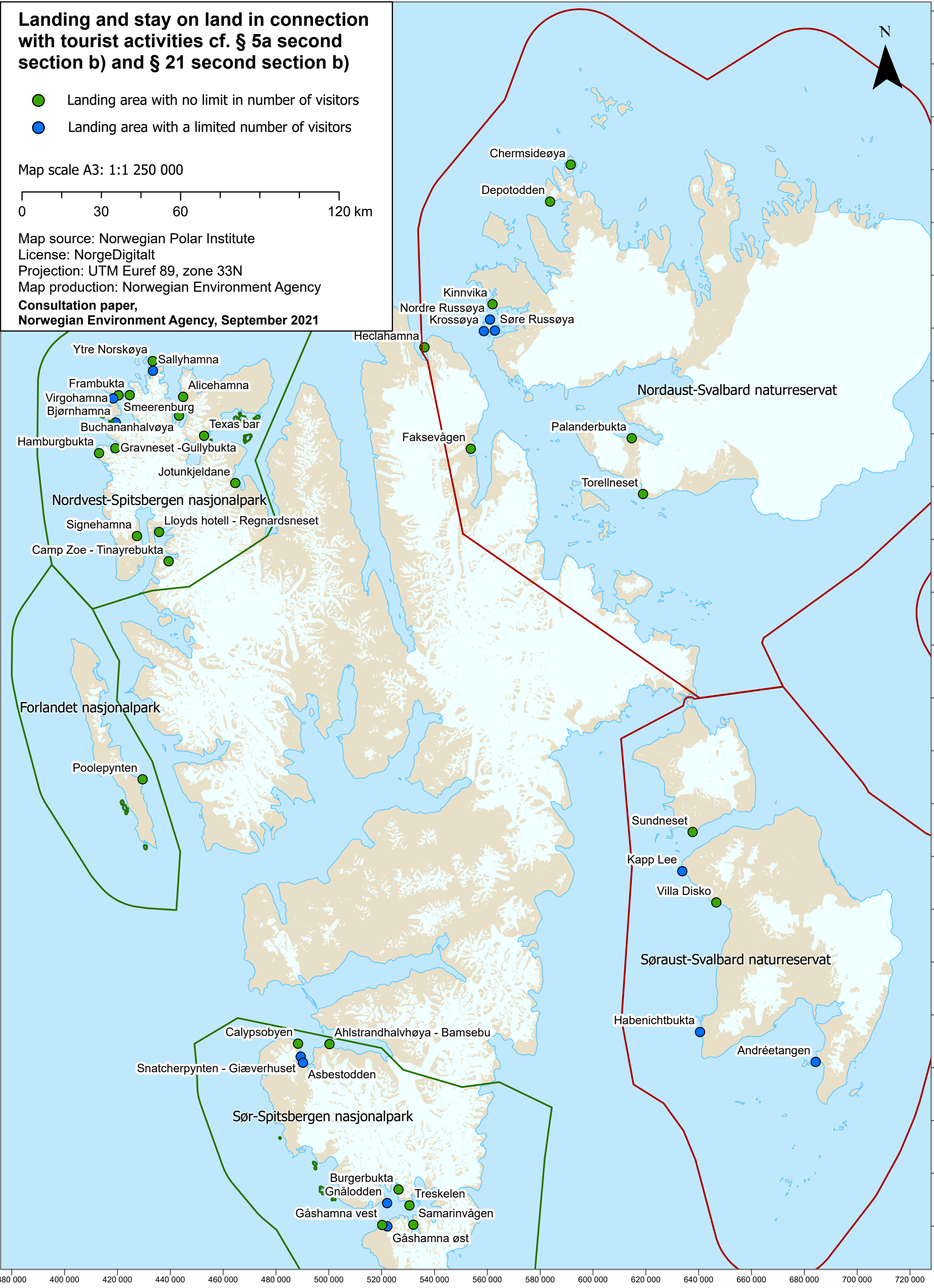
The new Annex 6 shall read as follows:

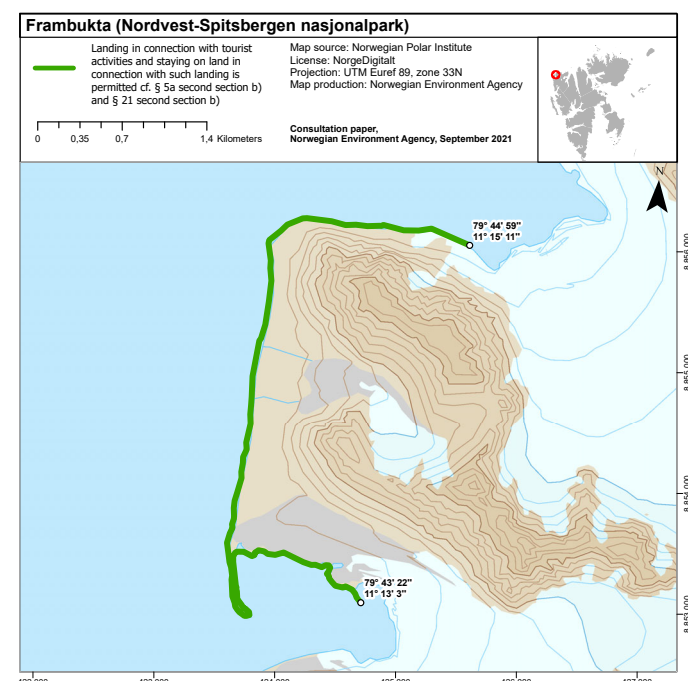
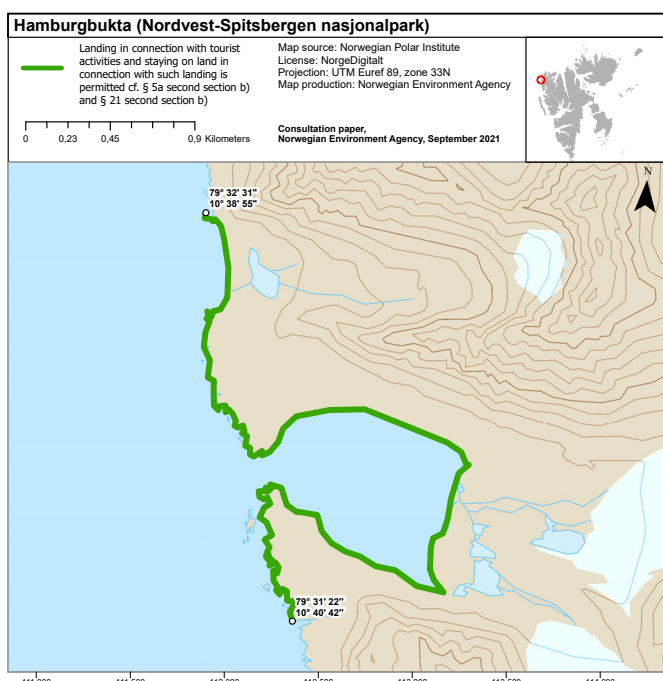
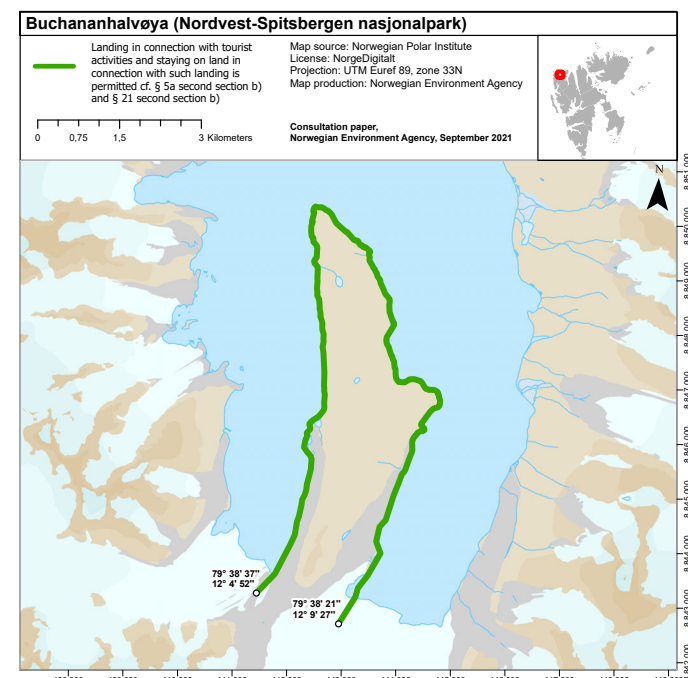
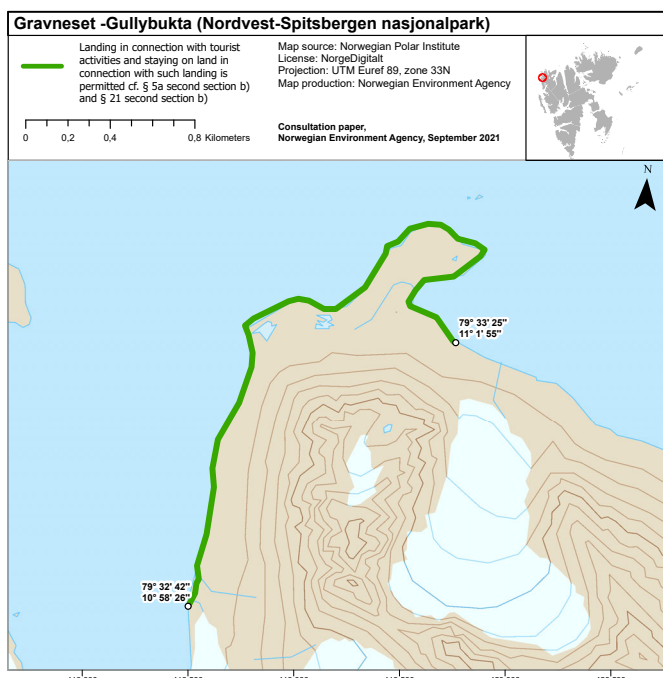
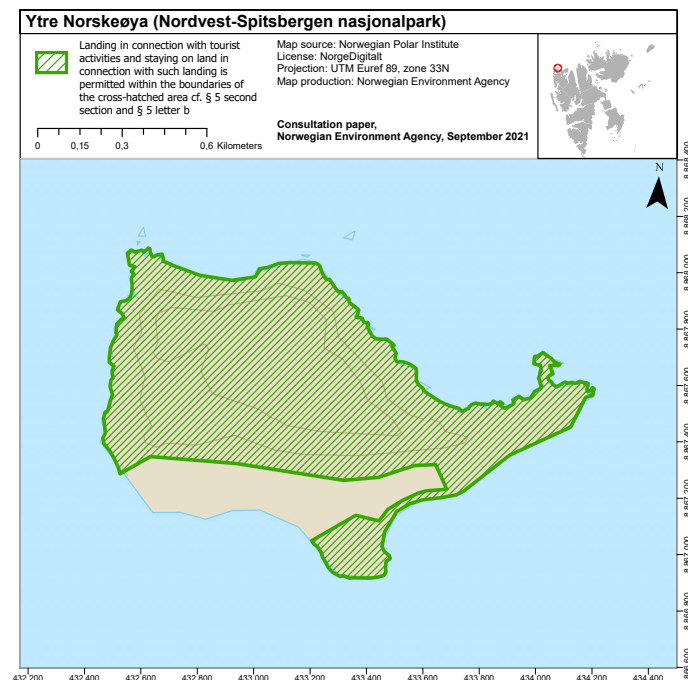
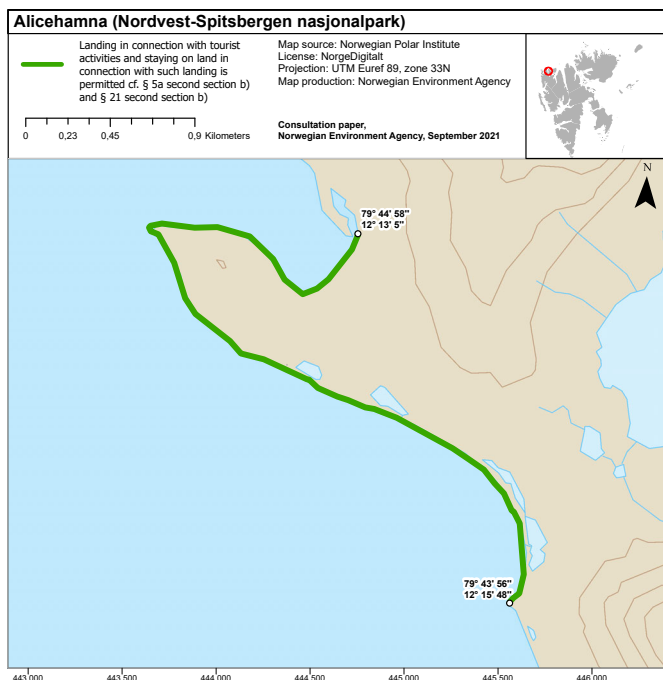
Annex 6

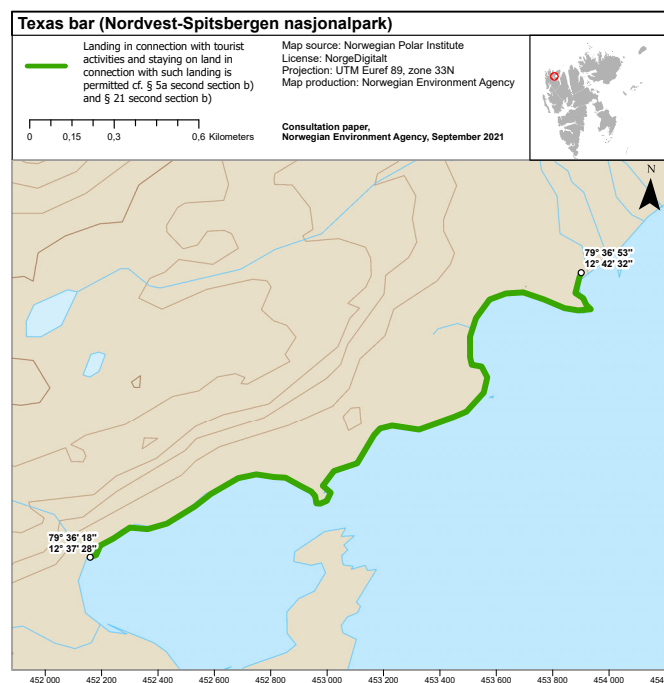
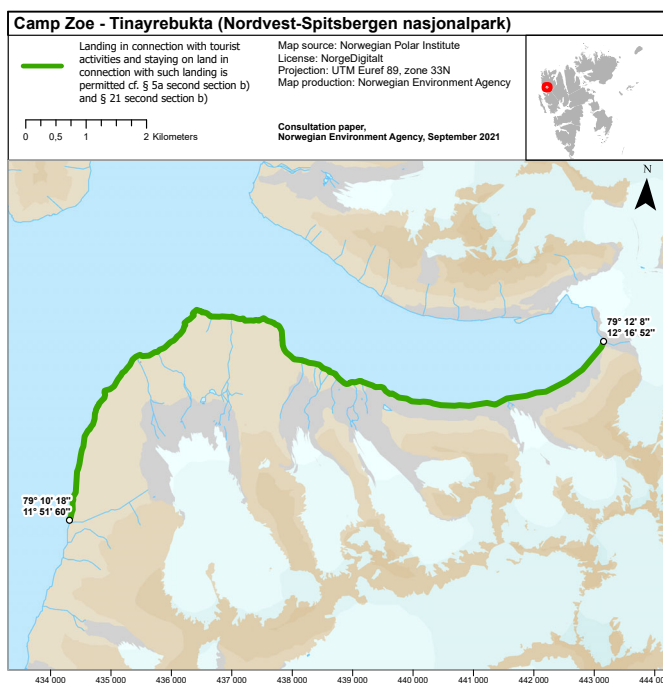
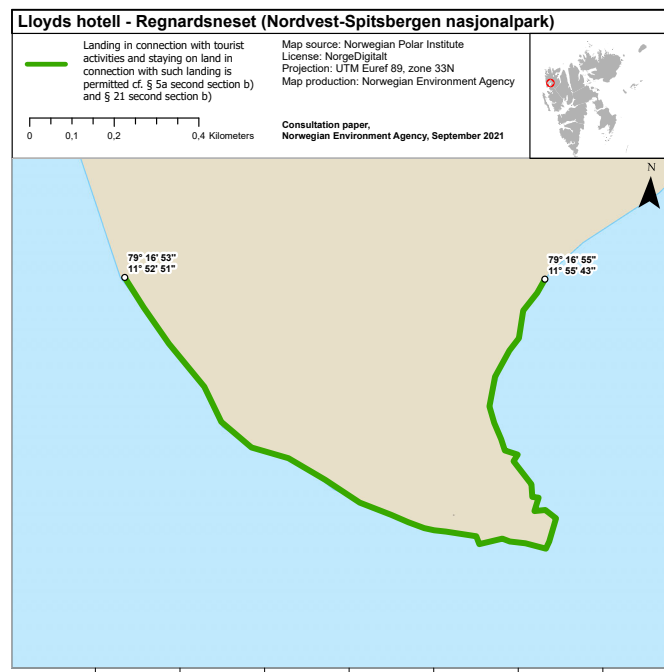
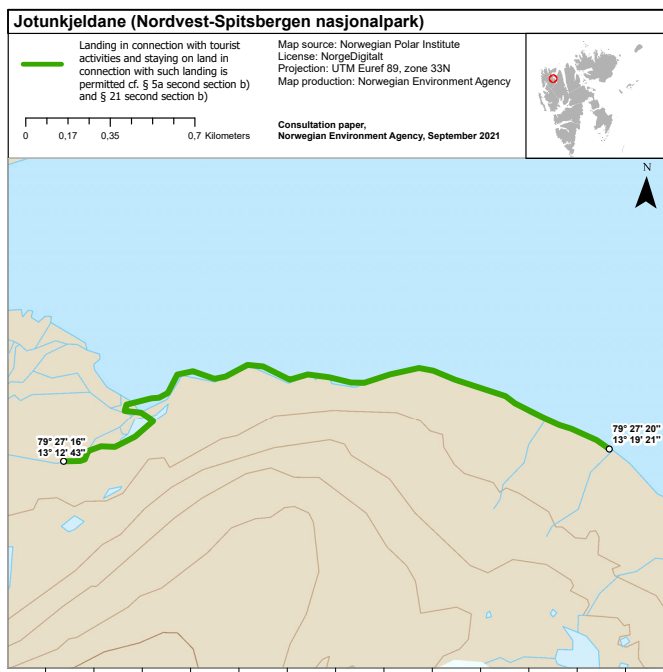
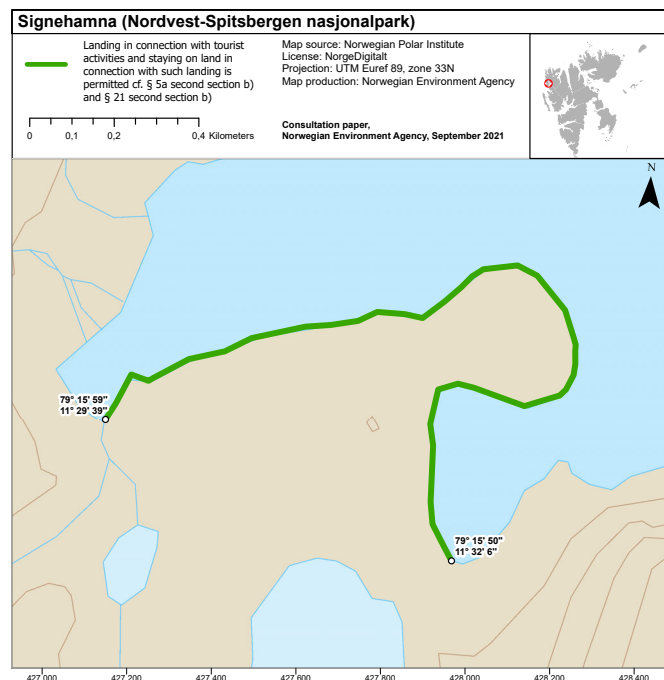
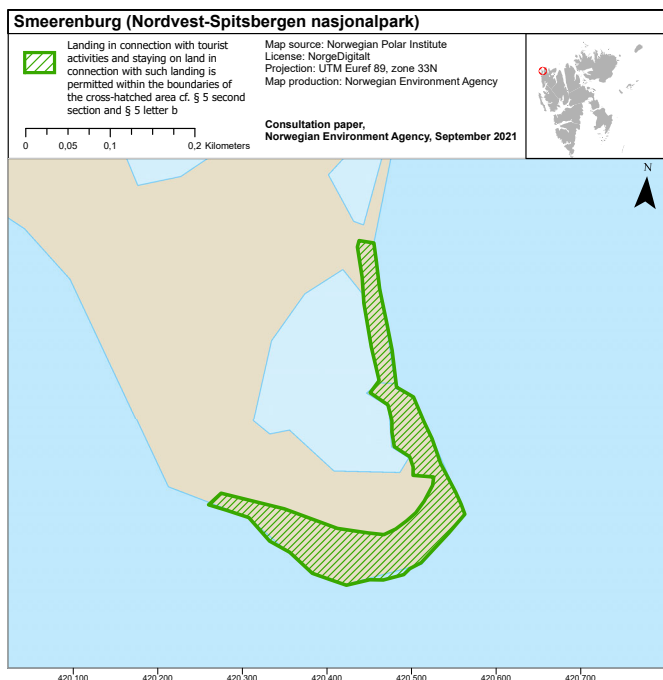
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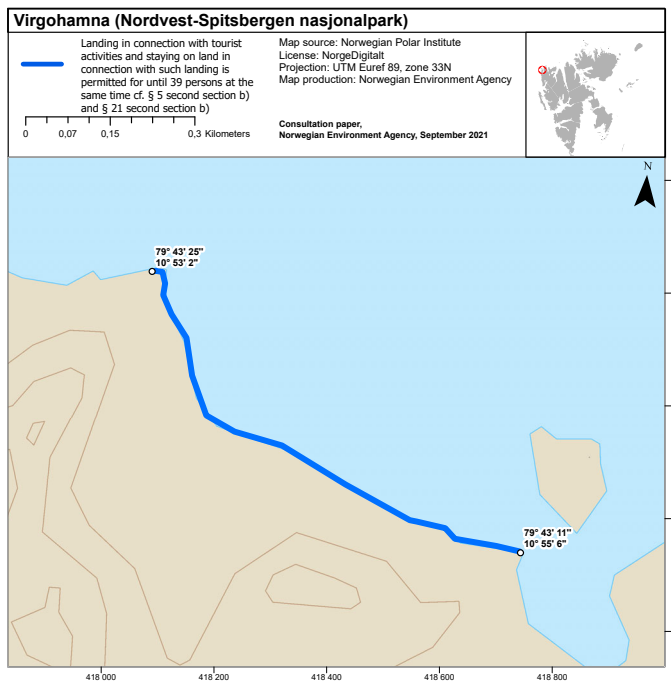
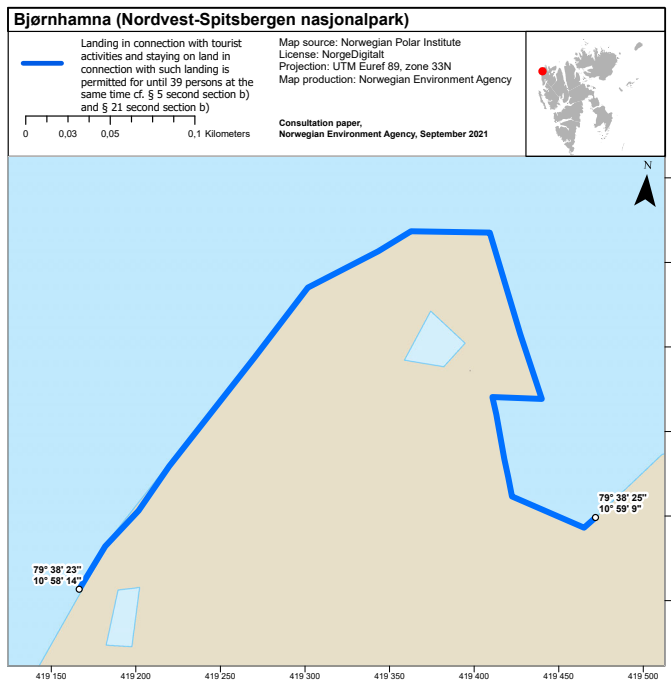
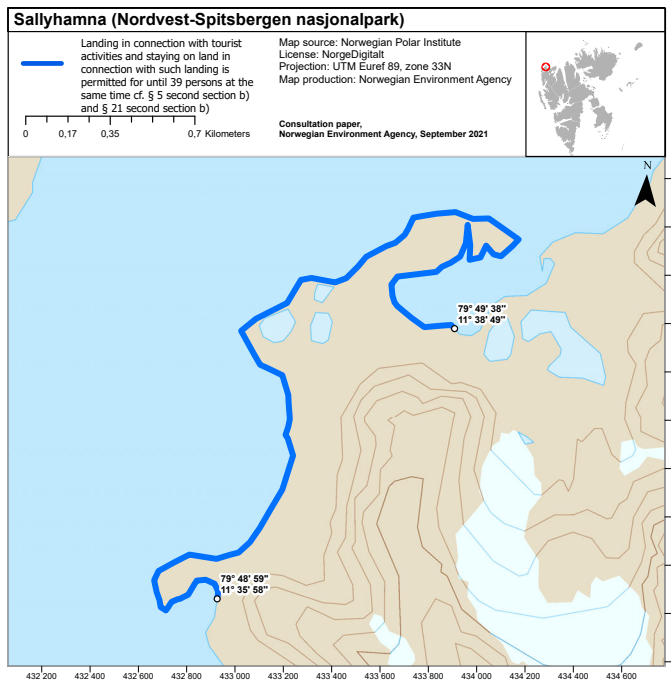
The amendments will come into force on 1 January 2023.

Appendix 6





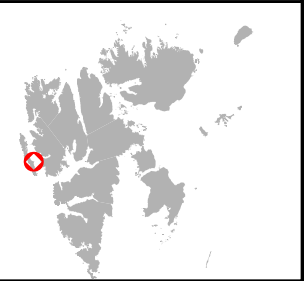




Poolepynten (Forlandet nasjonalpark)

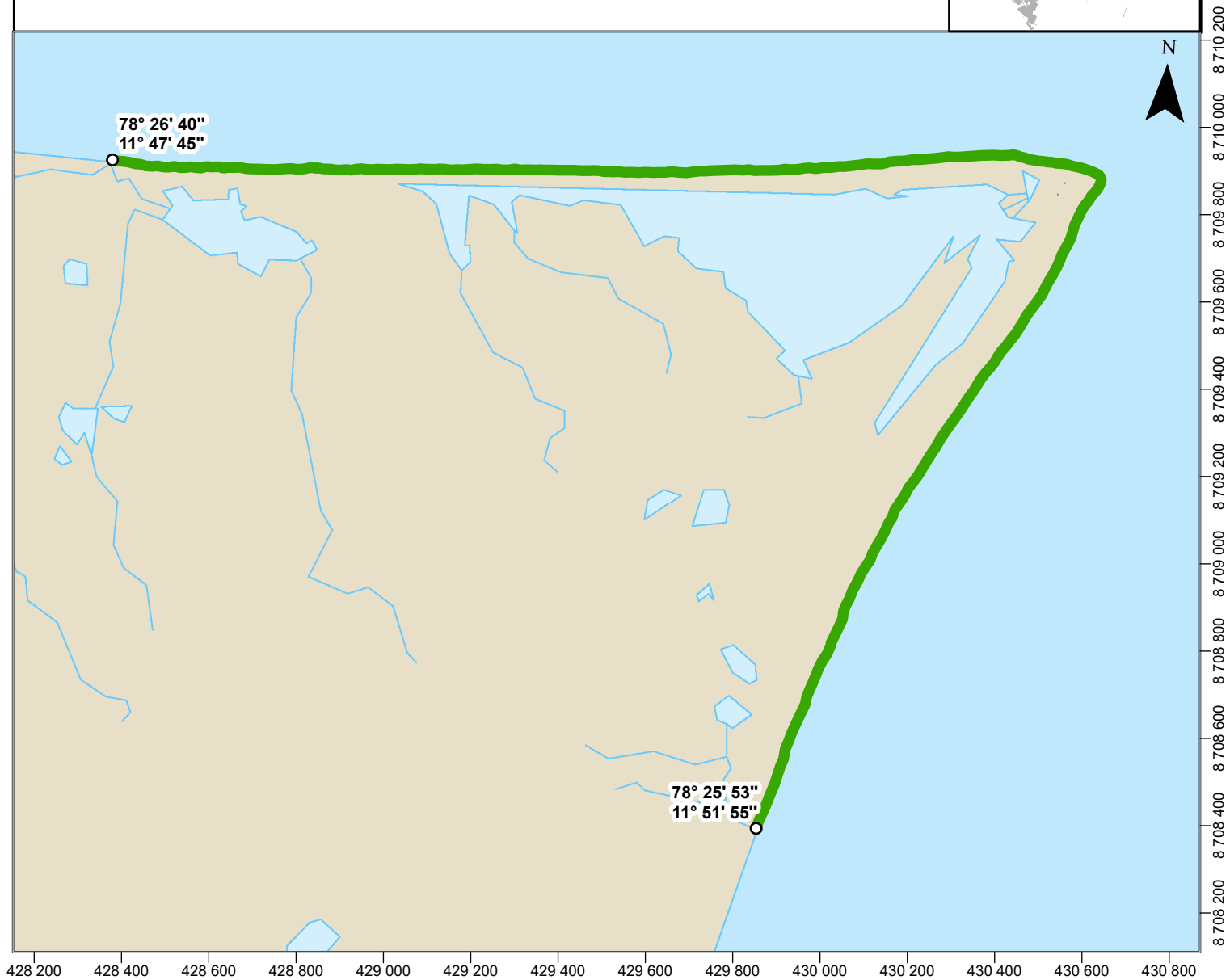
Landing in connection with tourist activities and staying on land in connection with such landing is permitted cf. § 5a second section b) and § 21 second section b)

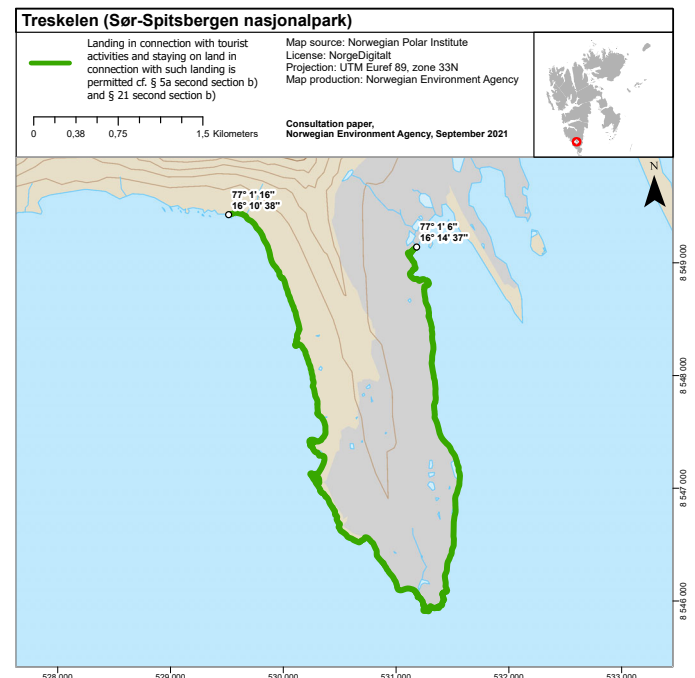
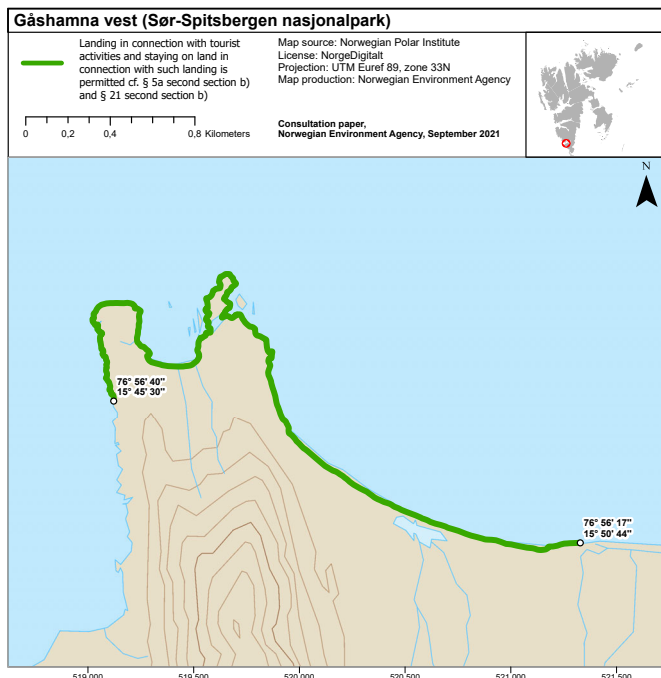
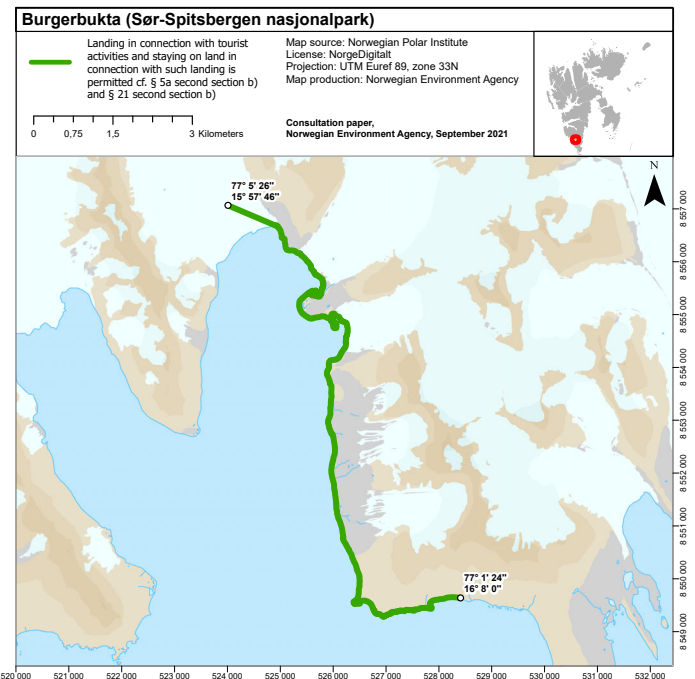
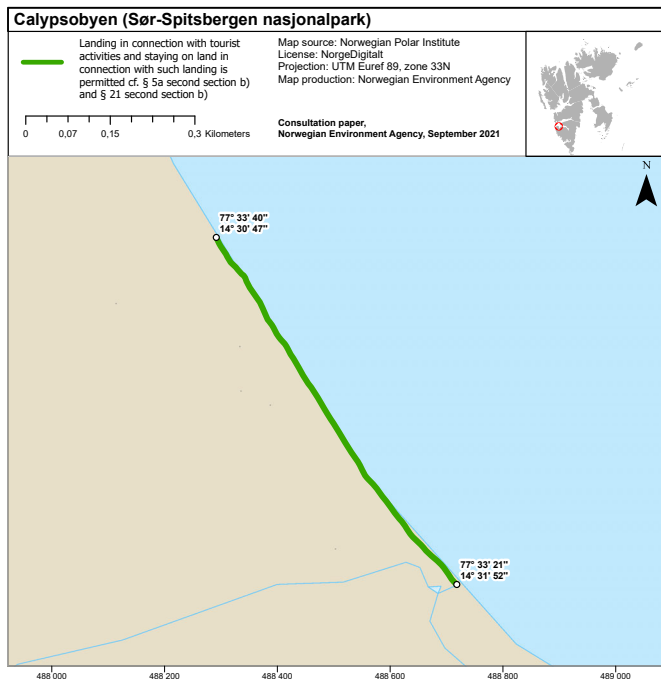
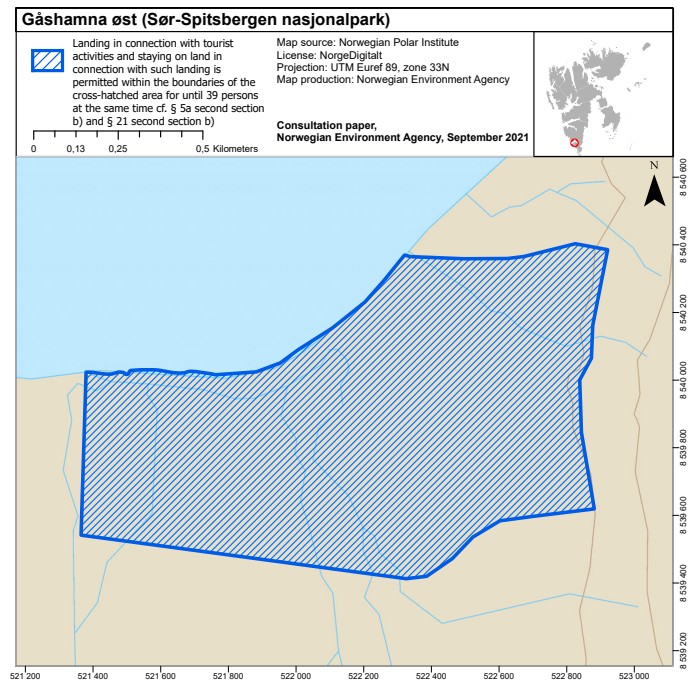
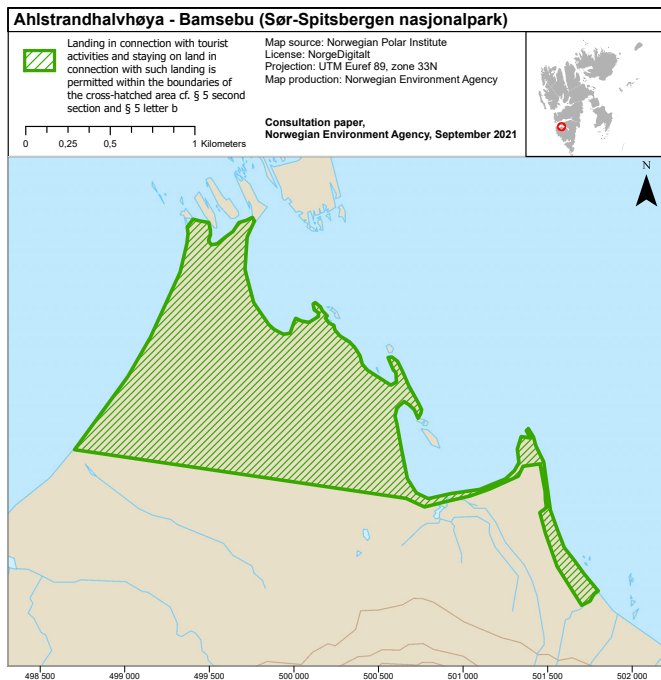
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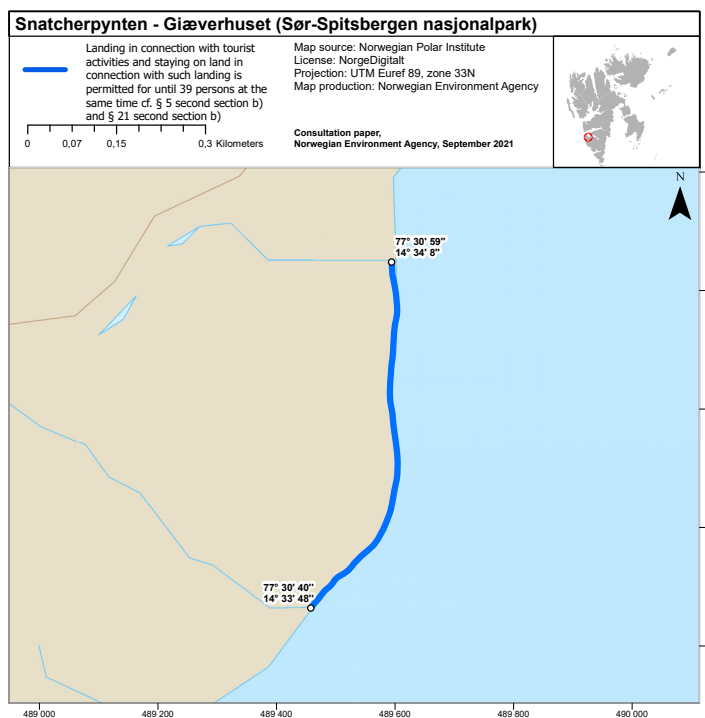
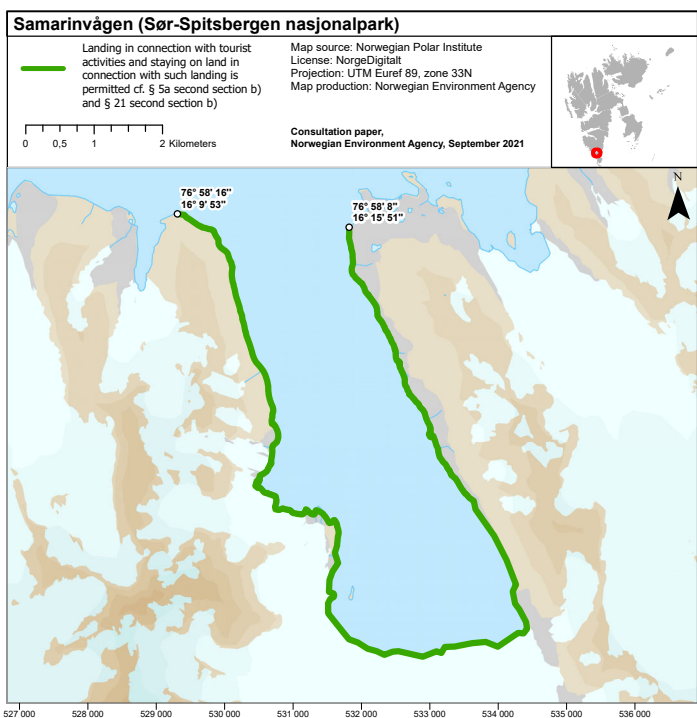
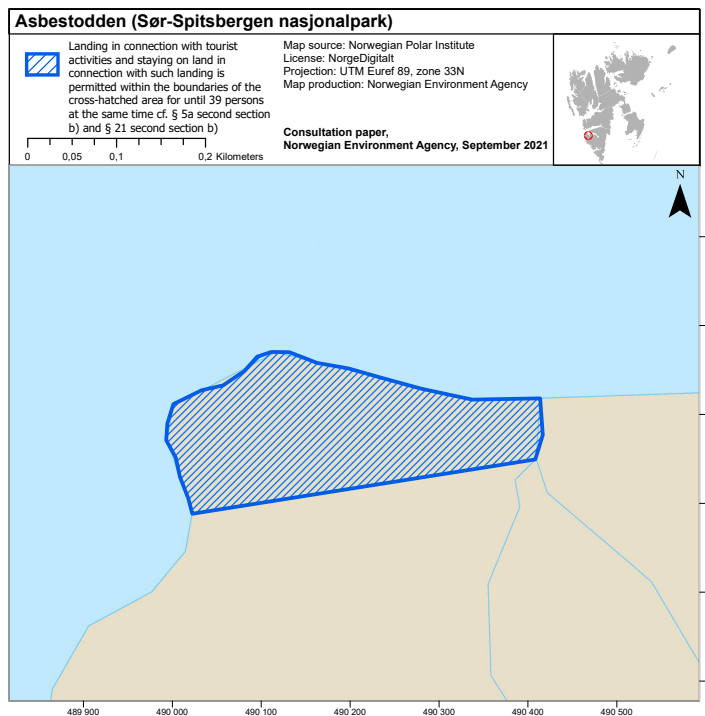
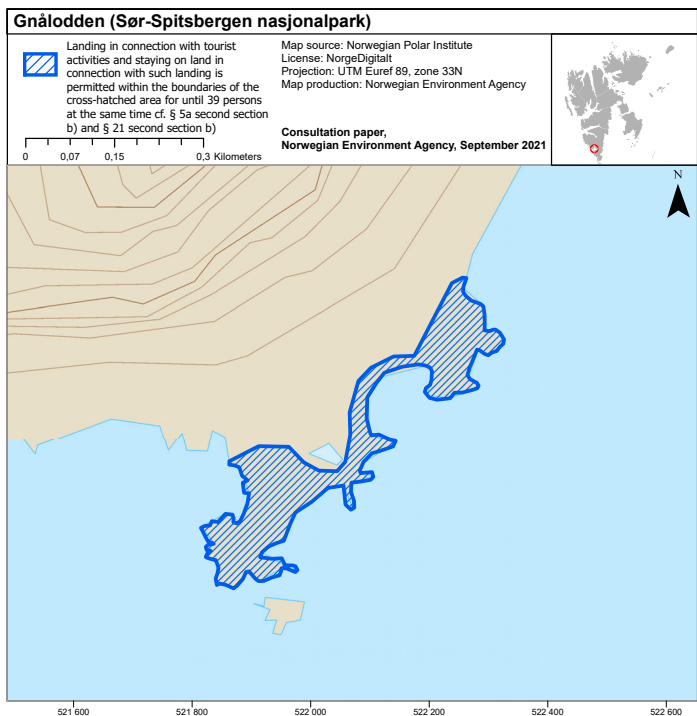


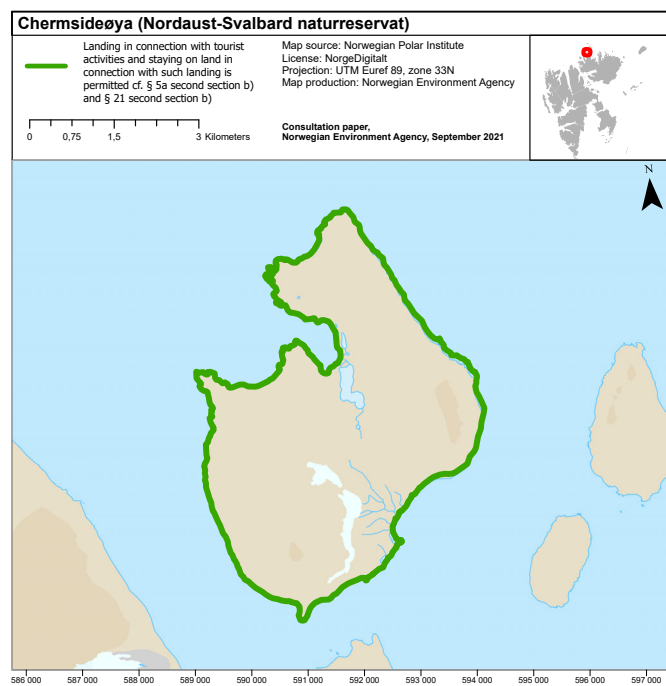
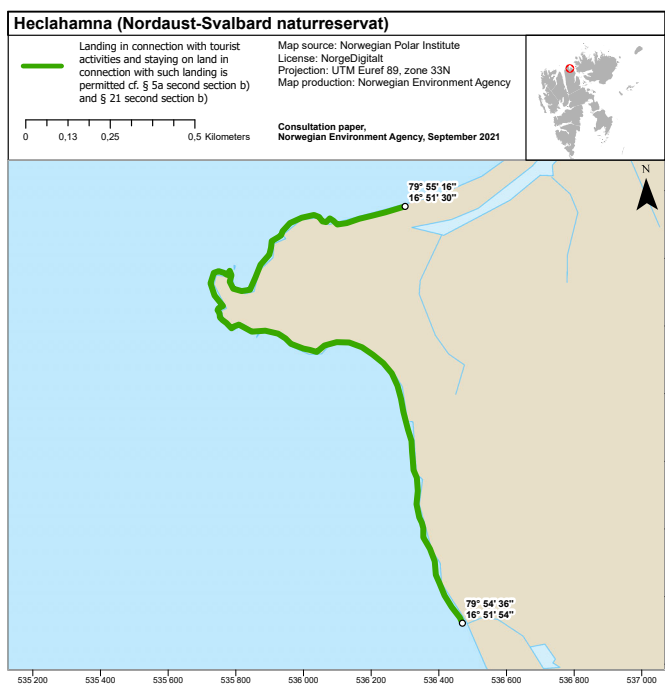
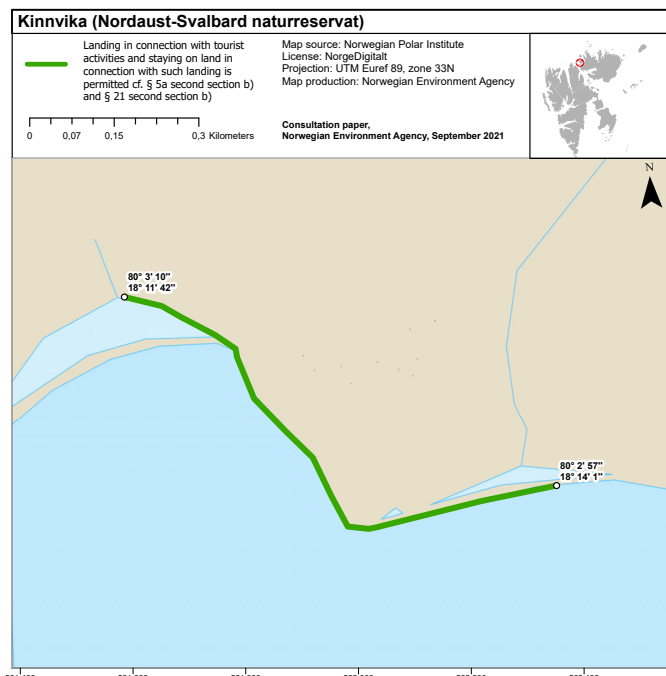
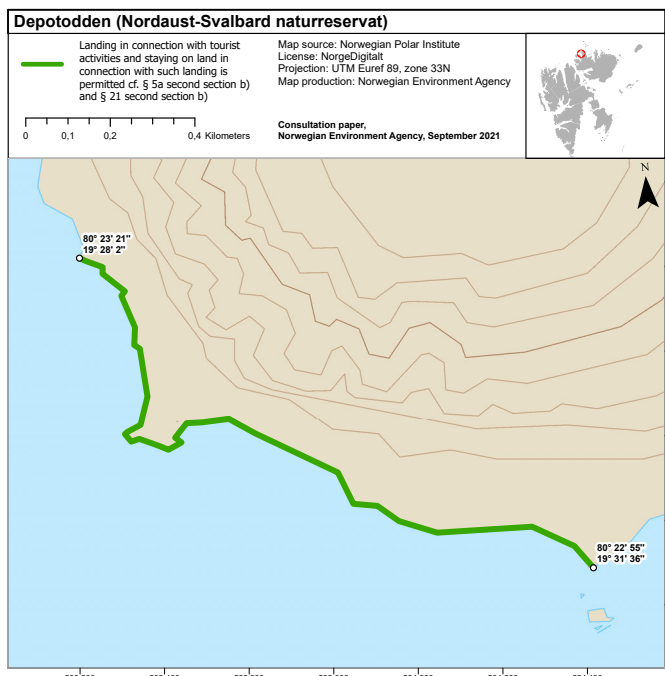
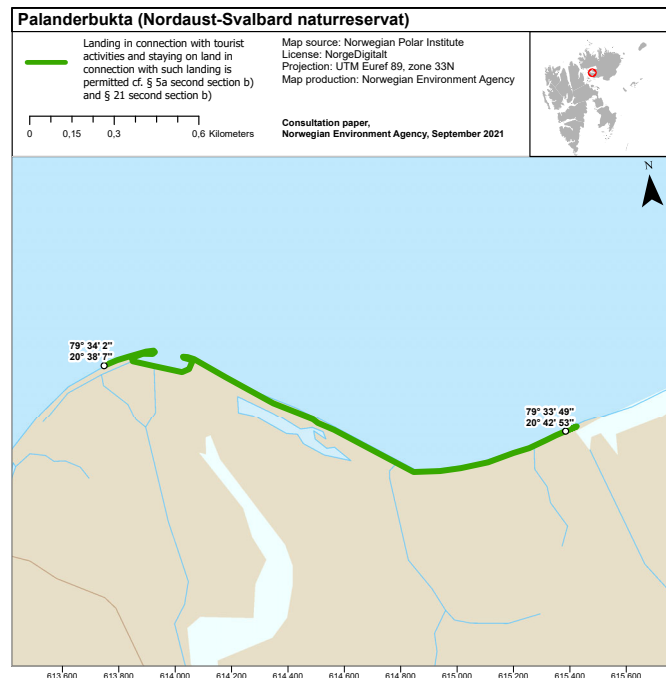
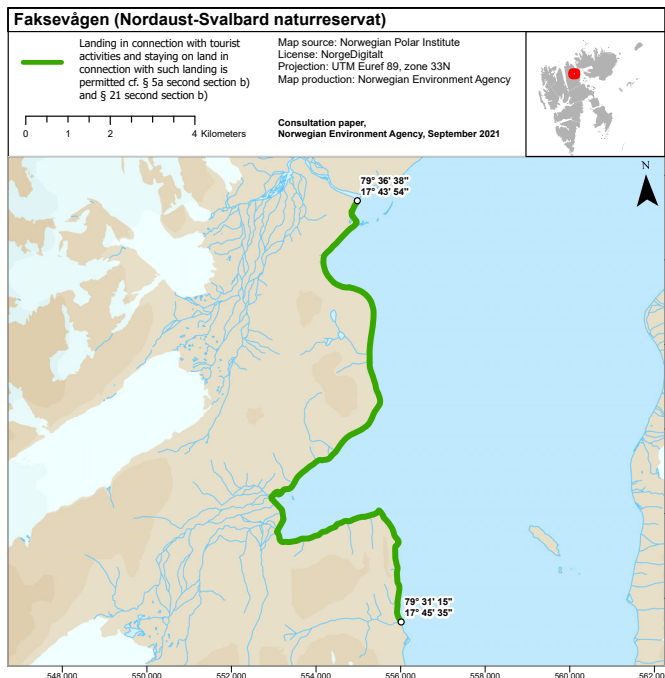
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Consultation paper,
Norwegian Environment Agency, September 2021







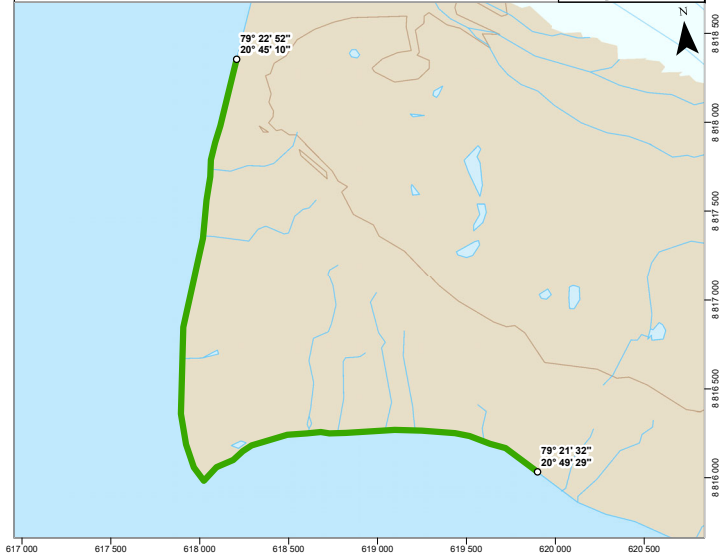


Torelleset (Nordaust-Svalbard naturreservat)

Landing in connection with tourist activities and staying on land in connection with such landing is permitted cf. § 5a second section b) and § 21 second section b)

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Nordre Russøya (Nordaust-Svalbard naturreservat)

Landing in connection with tourist activities and staying on land in connection with such landing is permitted for until 39 persons at the same time cf. § 5 second section b) and § 21 second section b)

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Krossøya (Nordaust-Svalbard naturreservat)

Landing in connection with tourist activities and staying on land in connection with such landing is permitted for until 39 persons at the same time cf. § 5 second section b) and § 21 second section b)

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Søre Russøya (Nordaust-Svalbard naturreservat)

Landing in connection with tourist activities and staying on land in connection with such landing is permitted for until 39 persons at the same time cf. § 5 second section b) and § 21 second section b)

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