

**ENFORCEMENT AND ORGANIZATION REGULATIONS OF THE MPA OF  
"PORTOFINO"**

**TITLE I  
ORGANIZATION OF THE MARINE PROTECTED AREA**

**Article 1 – Object**

1. These regulations, in accordance to the article 7 of the decree issued by the Department of the Environment on 26th April 1999 establishing the marine protected area called "Portofino", enforce themselves and regulate the organization of the involved area.

**Article 2 – Organs of the marine protected area**

1. The organs of the marine protected area are:
  - the Subject in charge of the marine protected area;
  - the Reserve Commission;
  - the technical-scientific Committee.

**Article 3 – Subject in charge of the marine protected area**

1. The Subject in charge of the marine protected area is chosen and appointed by the Managing Authority among the subjects having adequate professional skills and specific experience on management.
2. The office of Subject in charge of the marine protected area is granted for three years through a contract drawn up according to the current law provisions.
3. The office is renewable.
4. The Subject in charge of the marine protected area has the following functions related to the organization and the functioning of the marine protected area:
  - a. taking care over the enforcement of the directives of the Department of the Environment to pursue the aims of the marine protected area;
  - b. taking care over the preparation of the annual management and enhancement program of the marine protected area;
  - c. preparing an annual report on the management and the functioning of the marine protected area to send to the Department of the Environment with any observation made by the Reserve Commission;
  - d. linking up the carrying out of its functions with the competent organs of the Managing Authority, with the Reserve Commission, and with the technical-scientific Committee;
  - e. preparing the budget and the final account;
  - f. promoting the starting of projects also through the acquisition of public funds from the State or the Community, and through the acquisition of private funds;
  - g. promoting initiatives aimed at developing economic activities

- h. which are compatible with the aims of the marine protected area;
  - h. preparing and updating the inventory of the real and personal property of the Consortium concerning the marine protected area;
  - i. any other task granted by the Managing Authority.
5. The Subject in charge of the marine protected area carries out the granted functions, according to the directives established by the Managing Authority.

#### **Article 4 – Reserve commission**

1. The Reserve commission established for the Managing Authority supports the latter in the management of the marine protected area, by elaborating proposals and suggestions related to its functioning and management. In particular, it states its opinion:
  - about the enforcement and organization regulations of the marine protected area and any proposal of change regarding them;
  - about the annual management programs;
  - about the budget and the final balance;
  - about the annual report on the functioning of the marine protected area;
  - about the request of change in the perimeter of the marine protected area and in the relative discipline of safeguard suggested by the Managing Authority;
  - any time it is required by these regulations.
2. The Reserve commission is summoned by the President any time he/she thinks it is necessary. However, the President must summon the Commission to hear its opinion about the issues mentioned in subsection 1 and when the half plus one of the members of the Commission requires it.
3. The convocation of the Reserve commission is required through a recorded delivery letter containing the agenda together with the necessary documents, at least ten days before the date settled for the session. In case of urgent need, the convocation can be communicated with a telegram or a fax, containing the agenda and the necessary documents, at least three days before the date settled for the session.
4. The minutes of the Reserve commission are sent to the subject in charge of the marine protected area who takes care over transmitting them to the Managing Authority and to the Department of the Environment.
5. The members of the Reserve commission are given a refund for the travel expenses, room and board, by previous presentation of the necessary documents justifying the expenses, within the limits established by the current law in force on the economic treatment of missions and movement of first-sector Officers working for the State.

#### **Article 5 – Technical-scientific Committee**

1. According to article 7, subsection 2 of the Decree issued by the Department of the Environment on 26th April 1999, the technical-scientific Committee has been established in order to support the Managing Authority and the organs of the marine protected area when dealing with technical-scientific issues.
2. The technical-scientific Committee is appointed by the Managing

Authority, and it consists of:

- the Subject in charge of the marine protected area, who is at the head of it;
  - a qualified expert appointed by the Managing Authority;
  - a qualified expert appointed by the Department of the Environment.
3. The members of the technical-scientific Committee remain in office for no more than three years. The office can be renewed.

#### **Article 6 – Accounting and finance**

1. The finance and the accounting activities of the marine protected area are carried out according to the directives established by the Department of the Environment, in the respect of the current law in force on Local Authorities.

## **TITLE II GENERAL PROVISIONS**

#### **Article 7 – General delimitation of the marine protected area**

1. The delimitation of the marine protected area of Portofino as well as its division into the areas A, B and C are established by the Decree issued by the Department of the Environment, enclosing cartography, on 26th April 1999, and published by the G.U. of 7th June 1999, n° 131.

#### **Article 8 – Area of transit**

1. The engine-navigation in the stretch of sea overlooking the marine protected area of Portofino, for a width of 500 meters from the border of the marine protected area, must be carried out at a maximum speed of ten knots, except the transit of means of public service and means used by the authorized diving centers which must navigate at a maximum speed of twenty knots, and except the surveillance ships.

#### **Article 9 – General prohibitions**

1. Within the marine protected area of Portofino, as above-determined, any activity which might endanger the safeguard of the protected environmental features and the institutional aims of the marine protected area itself, according to what established by the article 19 subsection 3, law 6th December 1991, n. 394 is not allowed. In particular, the following activities are not allowed:
  - a) free navigation, except what is explicitly established by these regulations about the safeguard regimes within the different zones of the protected area;
  - b) hunting, capture, gathering, damaging and, in general, any activity which might be a danger or a disturbance for the animal and vegetal species, including the introduction of foreign species;
  - c) the direct or indirect alteration with any means of the

- geophysical environment and of the biochemical characteristics of water, as well as the discharge of solid and liquid wastes and, in general, the introduction of any substance which might change, also temporarily, the features of the marine environment;
- d) the introduction of weapons, explosives, or any other destructive or seizure means, as well as toxic or polluting substances;
  - e) any activity which might damage, hinder, or disturb the carrying out of studies and of scientific research programs within the area;
  - f) underwater fishing;
  - g) trawling;
  - h) diving, except what is explicitly established by these regulations about the safeguard regimes within the different zones of the protected area.
2. For what is not established by these regulations about the safeguard disciplines in zones A, B and C of the marine protected area, the prohibitions established by the decree issued by the Department of the Environment on 26th April 1999 remain valid.

#### Article 10 – Definitions

1. In these regulations, we mean:
  - for **craft**: each yachting unit with an overall length of no more than 7,50 meters if engine-driven or than 10 meters if sail-driven, even if it has an auxiliary engine (Article 1, letter d), Law 11th February 1971, n. 50 in the text in force);
  - for **boat**: each unit used for yachting with an overall length of more than 7,50 meters if engine-driven or than 10 meters if sail-driven, even if it has an auxiliary engine (Article 1, letter C), Law 11th February 1971, n. 50 in the text in force), and of no more than 24 meters;
  - for **yacht**: each unit with an overall length of no more than 24 meters;
  - for **ship**: generically each nautical means as defined in article 136 of the Navigation Code;
  - for **overall length**: "the distance, measured in a straight line, between the front extreme point of the bow and the rear extreme point of the stern, except all the appendixes like the dolphin-strikers, the bowsprit, the after platforms, the gunwales, and similar" (Article 13, Law 11th February 1971, n. 50 in the text in force);
  - for **underwater activity**: the underwater guided visits with and without aqualung organized by firms and associations with or without VAT registration number and dives with or without aqualung carried out by private persons;
  - for **private subjects**, when considering underwater activities, we mean physical persons.

#### Article 11 – Surveillance activity

1. According to article 19, subsection 7, of the law 6th December 1991, n. 394

as it has been modified by article 2, subsection 17, of the law 9th December 1998, n. 426 the surveillance of the marine protected area of Portofino is exerted by the Port Authority as well as by the police of the Local Authorities, delegated in the management of the protected areas themselves.

2. The surveillance activity in the marine protected area of Portofino is coordinated by the Port Authority.

### **TITLE III DISCIPLINE ABOUT SWIMMING**

#### **Article 12 – General provisions**

1. Swimming is not allowed in zone A.
2. Swimming is allowed in zones B and C of the marine protected area, by respecting the ordinances issued by the Maritime District Offices.

### **TITLE IV DISCIPLINE ABOUT DIVING**

#### **Article 13 – General provisions**

1. In zone A diving is not allowed.
2. In zone B diving without aqualung is subject to the issue of authorizations by the Managing Authority, according to what established by the following articles 14, 15, 16, 17, 18 and 19.
3. In zones C diving can be freely carried out, except the power of the Managing Authority to establish limits in order to ensure the safeguard of the living species and the conservation of the seabed.
4. Nocturnal underwater activities are forbidden in the whole marine protected area, except specific authorizations issued by the Managing Authority according to the criteria it established.

#### **Article 14 – Typology of users for underwater activities in zone B**

1. In zone B the below-mentioned subjects can carry out guided underwater visits, if they have the requirements established by article 4, subsection 7, letter e) of the ministerial decree 26th April 1999:
  - a) firms whose corporate name provides for the guide to divers as the firm's main activity;
  - b) non-profit organizations whose statute explicitly provides for the carrying out of underwater activity for didactic or entertainment purposes.
2. The Managing Authority can moreover authorize the carrying out of guided underwater activities by firms and/or associations having a confirmed experience in the field, by previous favorable opinion of the Reserve commission and eventually establishing the possession of further requirements.

3. Moreover, private subjects can carry out underwater activities according to the authorization procedures established by article 16.

#### **Article 15 – Authorization procedures for firms and associations about guided visits in zone B**

1. The Managing Authority can grant firms and associations mentioned in article 14, subsection 1, letters a), b) and subsection 2, by previous request, an authorization lasting no more than one year.
2. The authorization mentioned in subsection 1 is issued according to the procedures the Managing Authority will consider necessary in order to ensure the safeguard of the living species and the conservation of the seabed, together with a correct planning of underwater activities.
3. Moreover, the authorization decides about the ships used for underwater guided visits, which must not exceed the six units for each authorized subject; eventual replacement of ships must be previously authorized by the Managing Authority.
4. The ships authorized by this article cannot be more than twelve meters long.
5. The Managing Authority can renew until 31/12/2005 the authorizations which have been issued before 30th June 2001 to ships longer than twelve meters, which have not been interested by a change in ownership.
6. The Managing Authority establishes the basic criteria according to which the modifying or extinctive events regarding the subjects authorized by this article must be considered preventive to the survival of the authorization regarding the new or modified subject.
7. The violation of what established by the authorization and by this regulations is a reason of repeal of these rules by the Managing Authority.
8. The granting of the above-mentioned authorizations can be subject to the payment of a sum of money to the Managing Authority.

#### **Article 16 – Authorization procedures for the individuals diving in zone B**

1. The Managing Authority can authorize underwater activities of individuals who carry out the dive both with the boat and from the coast, up to a maximum of 90 divers per day.
2. Diving activities, when carried out by a maximum number of 30 boats, can be carried out according to what established in article 19.
3. Diving activities carried out starting from the coast, without supporting boat, can exclusively take place in the following spots: Punta Chiappa Levante, Dragone, Colombara.
4. The Managing Authority establishes the eventual payment of a sum of money for the issue of such authorizations.

#### **Article 17- Register of guided underwater visits**

1. The firms and the associations authorized to carry out diving activities must keep a register authenticated by the Maritime Authority and by the Managing Authority, by indicating for each guided visit the date, the diving spot, the data of the participants, and the guides in charge

- of the activity.
2. The registers will have to be updated at the end of the diving activity and showed on request to the Maritime Authority and to the Managing Authority.
  3. The data of the registers will be used by the Managing Authority only for statistical purposes and in order to safeguard the environment.

**Article 18 – Procedures about the access, stop, and berthing in zone B for underwater activities with aqualung**

1. The navigation of ships authorized by the Managing Authority must be carried out perpendicularly to the coastline and with a maximum speed of 5 knots, with the only aim to reach the following mooring spots determined and prepared during the first application by the Managing Authority:
  - a. 2 sites of great naturalistic interest, where the mooring is allowed to one single ship at a time:

Longitude	Latitude
1) Isuela 09°08'670	44°19'233
2) Altare 09°11'804	44°18'330

- b. 18 sites of naturalistic interest, where 2 ships are allowed to moor at a time:

1) Punta Chiappa Levante 09°08'744	44°19'306
2) Punta della Targhetta 09°08'867	44°19'302
3) Grotta dell'Eremita 09°09' 087	44°19'081
4) Punta della Torretta 09°10'056	44°18'754
5) Punta dell'Indiano 09°10'180	44°18'799
6) Dragone 09°10'545	44°18'697
7) Colombara 09°10'629	44°18'594

8) Secca Gonzatti 09°10'700	44°18'530
9) Targa Gonzatti 09°10'781	44°18'504
10) Scoglio del Raviolo 09°10'842	44°18'504
11) Testa del Leone 09°10'981	44°18'505
12) Scoglio del Diamante 09°11'112	44°18'487
13) Relitto Mohawk Deer 09°11'516	44°18'490
14) Cala Inglesi Est 09°11'270	44° 18'460
15) Punta Vessinaro 09°11'901	44°18'253
16) Casa del Sindaco 09°12'179	44°18'178
17) Chiesa di San Giorgio 09°12'665	44°18'037
18) Faro 09°13'138	44°18'886

2. The mooring of the crafts and the boats belonging to firms or associations authorized by the Managing Authority and to the crafts belonging to private divers is allowed only for the time necessary to carry out the dive.
3. The access and diving procedures in the site where the statue of the Christ of the Abysses is placed will be regulated by the Managing Authority and by the Port Authority.
4. The Managing Authority determines the procedures regarding the use of the berths and the amount of the sum to pay.

#### **Article 19 – Procedures for underwater activities**

1. The dives must take place according to what established by the current regulations and, in any case, except for individuals, always with the presence of a guide every five divers.
2. The maximum number of dives a day for each site is 72, including the guides' dives; in no case more than 24 divers simultaneously in each site are admitted.

3. Underwater visits must be carried out according to the following procedures:
  - a) visits with no more than twelve divers at a time in the case of firms mentioned in article 14, subsection 1, letter a) and subsection 2. In the sites where the simultaneous mooring of two crafts is allowed, the mooring of one single craft is allowed if the number of divers on board is twenty-four, when the documents on board allow it.
  - b) visits with no more than six divers in case of associations mentioned in article 14, subsection 1, letter b) and subsection 2, and in case of underwater visits by individuals as mentioned in article 14, subsection 3.
4. Any kind of exercise involving the contact with the seabed is not allowed.

### **Article 20 – Planning and monitoring of underwater activities**

1. The Managing Authority sees to the planning and the control of underwater activities established by these regulations, by guaranteeing the respect of the limits established by this title and by the current law provisions.
2. The Managing Authority regularly carries out the scientific monitoring of the diving sites, to check the environmental impact.
3. The Managing Authority provides every year the Department of the Environment, the Reserve commission, and the Maritime Authority with a technical report about the environmental state of the sites and the number of dives taking place in each site. The Managing Authority agrees with the public subjects involved the procedures for the transmission of data about the monitoring carried out.
4. The Managing Authority, on the base of the monitoring activities mentioned in subsection 2 and with the favorable opinion of the Reserve commission, can modify the conditions and the limits regarding underwater activities.

## **TITLE V PROVISIONS ABOUT SPORT FISHING**

### **Article 21 – General provisions**

1. Sport fishing is forbidden in the zone A of the marine protected area. It is regulated in the zones B and C according to what established by this title.
2. The Managing Authority issues authorizations for the sport fishing activity.
3. Sport fishermen cannot catch fish for a total weight of more than 3 kilograms in one day, a limit which can be passed for the capture of a single specimen.
4. The capture and the withdrawal of young specimens according to the current legislation are forbidden.
5. Moreover, sport fishing competitions are forbidden.

### **Article 22 – Typology of users for sport fishing**

1. As far as the carrying out of sport fishing activities, the following users have been determined:
  - a. sport fishermen who are resident in the Municipalities of Camogli,

Portofino, and Santa Margherita Ligure, from this point onwards called "residents";

- b. non-resident sport fishermen.

### **Article 23 – Authorization procedures for sport fishing**

1. The Managing Authority authorizes sport fishing if it is compatible with the requirements of preservation and safeguard of the fish resource and of the seabed.
2. In any case, for fishing with long-lines, downriggers, and fishing floating baits, the Managing Authority cannot issue more than a total of 120 simultaneously operative authorizations, of which 80 nominal ones and 40 to the sport fishing associations. The authorizations issued to the latter must establish a limit of 20 exits each.
3. The authorizations can be annual or six-monthly.
4. Sport fishermen must carry the authorization with them and show it to the organs exercising the surveillance and the control.
5. Sport fishermen having an authorization according to what established by subsection 2 and by article 24, subsection 3, will have to register on a book authenticated by the Managing Authority the date, the fishing hours, the fishing places, the kind of fishing, the classification of the catch and its weight. The register must be updated at the end of the fishing activity and showed to the Managing Authority, when required. The above-mentioned register will have to be handed in to the Managing Authority at the moment of the expiry of the authorization.
6. The Managing Authority determines adequate monitoring procedures for the evaluation of the total withdrawal of sport fishing.
7. The Managing Authority establishes eventual economic amounts to pay for the authorizations.

### **Article 24 - Sport fishing procedures and typology of the authorized tools**

1. Sport fishing is allowed in zone B only to residents, by previous authorization issued by the Managing Authority, according to the following procedures, and by using the following tools:
  - a) from the coast without fishing reel, with at least 18 mm-long hooks;
  - b) from the craft with fixed fishing lines like rods, bottom fishing rods (pesca a bolentino), "correntine" with no more than three hooks and with a minimum length of 18 mm, lines for cephalopods, except in the stretch of water in front of Cala dell'Oro;
  - c) with long-lines with a maximum number of 100 hooks with a minimum length of 22 mm, at a minimum distance of 80 meters from the coast, except in the stretch of water in front of Cala dell'Oro;
  - d) from motorboat, with a maximum speed of 5 knots, no more than two troll reels and hooks with a minimum length of 18 mm, in the two stretches between Punta Chiappa and S. Fruttuoso and between S. Fruttuoso and Punta del Faro di Portofino.
2. Sport fishing is allowed in zones C only to residents, by previous authorization issued by the Managing Authority and by using the following tools:
  - a) from the shore, with line and rod also with fishing reel, and hooks with a minimum length of 18 mm;

- b) from the boat, with bottom fishing rods and fixed rods, and hooks with a minimum length of 18 mm;
  - c) from the craft, besides the above-mentioned methods, with "correntine" with no more than three hooks of a length of at least 18 mm, lines for cephalopods;
  - d) through surface floating baits with no more than two hooks of a length of at least 18 mm. The floating baits used cannot be more than 5;
  - e) with long-lines with a maximum of 100 hooks of a length of at least 22 mm, at a minimum distance of 50 meters from the coast;
  - f) from motorboat, with a maximum speed of 5 knots, no more than two troll reels and hooks with a minimum length of 18 mm.
3. Moreover, in zone C sport fishing is allowed to non-residents by previous authorization issued by the Managing Authority, by using the above-mentioned tools of subsection 2 letters a) and b), and with the obligation to fill in the book mentioned in article 23, subsection 5.

### **Article 25 - Sport fishing monitoring**

1. According to the data gathered in conformity to what established by article 23, subsection 5, and according to other suitable monitoring activities mentioned in article 23, subsection 6, the Managing Authority provides the Reserve commission and the Department of the Environment with an annual report on the fishing activities and effort. The Managing Authority will agree with the public subjects involved the procedures for the transmission of the data about the monitoring carried out.
2. The Managing Authority will carry out scientific researches, in conformity with the current national law, aimed at evaluating the impact of sport fishing in order to determine and guarantee a sustainable resource management.
3. According to the data gathered, to the monitoring, and to the results deriving from the activities mentioned in subsections 1 and 2, it can, if there is a favorable opinion by the Reserve commission, determine the number and the period of the authorization, as well as the eventual fishing sites and the possible turns.
4. The Managing Authority can limit fishing in any time, as far as the procedures and the period are concerned in order to guarantee the safeguard of the quality of the environment.

## **TITLE VI PROVISIONS ABOUT PROFESSIONAL FISHING**

### **Article 26 - General Provisions**

1. The activity of professional fishing is forbidden in zone A, while it is allowed in zones B and C of the marine protected area, according to what established by these regulations.
2. In zones B and C the access and the anchorage are exclusively allowed to motorboats with a length of no more than 12 meters and in any case with a tonnage inferior to 10 GRT and 15 GT, only for the practice of professional fishing. The activity of professional fishing is reserved to the fishermen living

in the Municipalities of Camogli, Portofino, and Santa Margherita Ligure, and to the fishermen's cooperatives established according to the law 13th March 1958, n. 250, with seat in the Municipalities whose territory has been involved by the marine protected area since 1st August 1998.

3. The subjects enabled to practice the activity of professional fishing according to subsection 2 and to the law provisions must inform every year the Managing Authority about the periods, the tools they use, and the fishing procedures within the marine protected area. Such communications are recorded in a register kept by the Managing Authority, and copies of them are given to the subjects themselves.

#### **Article 27 - Professional fishing tools and procedures**

1. In zone B professional fishing is allowed exclusively with the following tools and procedures:
  - a. encircling gill net, at bathymetries not inferior to 50 meters, except on the median main route external to Cala dell'Oro;
  - b. gill net bottom set, placed perpendicularly with respect to the coastline, except in the period December - February, in the following sectors: between Punta Chiappa and Punta del Buco, between Punta Carega and Cala degli Inglesi, and between Cala degli Inglesi and Punta del Faro di Portofino. In all this sectors the Managing Authority locates 5 sites by settling the rotation and regulating the turns;
  - c. long-lines, with a maximum of 200 hooks, with a length not inferior to 22 mm, at a minimum distance of 80 meters from the coast, in the whole zone B except the area in front of Cala dell'Oro.
2. In zones C professional fishing is allowed exclusively with the following tools and procedures:
  - a. encircling gill net, at bathymetries not inferior to 50 meters;
  - b. gill net bottom set, placed perpendicularly with respect to the coastline, except in the period December - February. The Managing Authority locates the sites by settling the rotation and regulating the turns;
  - c. long-lines, with a maximum of 200 hooks with a length not inferior to 22 mm, at a minimum distance of 50 meters from the coast;
  - d. through "Tonnarella" which will have to be protected by a safety enclosure, in the period March - October and through "Mugginara", for the period April - June, in the traditional sites in front of Porto Pidocchio.
3. In zone B, until 31st March 2003, and in zone C, until 31st March 2005, professional fishing with trawl net is allowed exclusively for the fishing of the Transparent goby (*Aphia minuta*), in the stretch between the entrance canal of Porto Pidocchio and Punta Cannette, if authorized by the Department of Agriculture. Within the settled date, the Managing Authority promotes the reconversion of this activity in order to maintain the income and employment levels.
4. The Managing Authority will carry out scientific researches according to the current law in force, aimed at monitoring the impact of professional fishing in order to determine and guarantee a sustainable resource management.
5. The Managing Authority, also on the base of the scientific results deriving from the activity mentioned in subsection 4, can, if the Reserve commission expresses a favorable opinion, take temporary or permanent measures aimed

at prohibiting or limiting the fishing typologies, the fishing procedures and period, in order to guarantee a correct management of the resource.

## **TITLE VII PROVISIONS ABOUT RECREATIONAL FISHING**

### **Article 28 - General provisions**

1. The measures for the carrying out and the promotion of recreational fishing activities according to the current rules are established by the Managing Authority after hearing the opinion of the Reserve commission. Such activity can be carried out by professional fishermen living in the area and by cooperatives of professional fishermen which formed according to the law 13th March 1958, n. 250, with seat in the Municipalities whose territory has been involved by the marine protected area since 1st August 1998.

## **TITLE VIII PROVISIONS ABOUT YACHTING**

### **Article 29 - General provisions**

1. In zone A free navigation is not allowed.
2. In zone B it is allowed:
  - a. rowing and sailing navigation;
  - b. engine-driven boats can navigate with a speed of no more than five knots;
  - c. the access to engine-driven yachts with a maximum speed of 5 knots, exclusively with the aim to reach, through a perpendicular course, the mooring regulated and mentioned in article 30, subsection 3.
3. In zone C the following activities are allowed:
  - a. sail or row navigation;
  - b. the navigation of engine-driven crafts with a speed of no more than five knots;
  - c. the access of boats using the engine, with a maximum speed of five knots, exclusively with the aim to reach, through a perpendicular course, the mooring regulated by the Managing Authority.
4. The Port Authority and the Managing Authority can enact measures to limit the activities mentioned in subsections 2 and 3 in order to safeguard the quality of the environment.

### **Article 30 - Berths for yachting activities**

1. In zone A mooring is not allowed.
2. In zone B mooring is allowed to yachts in the following berths, which have been determined and prepared by the Managing Authority:
  - a. between Punta Chiappa and Punta del Bussego;
  - b. Baia di S. Fruttuoso eastern area;
  - c. Cala degli Inglesi;

- d. between Punta della Torretta and the wharf of S. Fruttuoso.
3. In the site mentioned in subsection 2, letter d) it is also allowed, in order to safeguard the economic activities of the village of S. Fruttuoso di Capodimonte, the mooring of boats. In this case, the access to the berth must take place from the entrance canal to S. Fruttuoso, with a course perpendicular to the coast.
4. In zone C the mooring is allowed to crafts and boats in the areas determined and adequately equipped by the Managing Authority, after hearing the opinion of the Reserve commission.
5. The Managing Authority, according to the requests made by the residents in Punta Chiappa and San Rocco, and by fishermen or traders practicing their activity in zone C on the side of Camogli, may decide to place buoys if a positioning plan elaborated by the Managing Authority itself and considering the safeguard of the environment and the opinion of the Reserve commission is approved.
6. The Managing Authority decides about the use of the berths and the sum to pay for their use.

#### **Article 31 - Anchorage**

1. In zone A anchorage is not allowed.
2. In zone B anchorage is not allowed.
3. In zone C anchorage is not allowed, except what has been temporarily established by article 32.
4. As far as safety for swimming, the provisions of the Maritime District Offices remain valid.

#### **Article 32 - Temporary rules**

1. Until the determination and the preparation of mooring areas regulated by the Managing Authority and in any case until 31st December 2003, the anchorage in zone C is allowed according to the following procedures and in the following places:
  - a. in the stretch of sea between Punta Cannette and the Tonnarella, to crafts and boats at least at 100 m. far away from the coast.
  - b. in the stretch of sea delimited by the line connecting the points A and B and the points C and D mentioned by the Decree issued by the Department of the Environment on 26th April 1999, except the area within the inlet of Paraggi, to crafts and boats at least 100 m. far away from the coast.
2. In the anchorage areas as established in subsection 1 letters a) and b) the anchorage is not allowed in particular areas delimited by appropriate signaling in order to safeguard the Posidonia beds.
3. As far as safety for swimming, the provisions of the Maritime District Offices remain valid.

### **TITLE IX SCIENTIFIC RESEARCH**

### **Article 33 - General provisions**

1. The scientific research in zones A, B and C of the marine protected area is allowed by previous authorization issued by the Managing Authority, after hearing the opinion of the Reserve commission.
2. In zones B and C of the marine protected area the collection of organisms and sampling are allowed, only for reasons of study and by previous authorization issued by the Managing Authority.

### **Article 34 - Authorization procedures for scientific research**

1. The request of authorization to carry out the activities mentioned in article 33, subsection 1, presented by the scientific expert in charge of the research, will have to include the aims of the project, the length of the research, all the useful information about the ship, the instruments on board, and the crew.
2. The request of authorization to carry out the activities mentioned in article 33, subsection 2, presented by the scientific expert in charge of the research, will have to include the aims of the research, all the useful information about the ship, the location and the procedures of sampling, the instruments on board, and the crew.

## **TITLE X**

### **SURVEILLANCE AND RESCUE ACTIVITIES - SANCTIONS**

#### **Article 35 – Surveillance and rescue activities**

1. Ships having surveillance and rescue tasks are allowed to enter, stop, and anchorage in zones A, B and C of the marine protected area.

#### **Article 36 - Sanctions**

1. The penal and administrative sanctions established by the law in force remain valid.
2. In case of activities carried out according to authorizations issued by the Managing Authority in conformity with these regulations, the Managing Authority itself can, after ascertaining the violation of the provisions established by the regulations and by the authorization measures, suspend or cancel the above-mentioned authorization, independently from the application of penal and administrative sanctions by the law in force.