

Decree of the President of the Republic of Azerbaijan “On Approval of the Regulations of the Seaside National Park of the Republic of Azerbaijan”

Governed by Clause 32 of Article 109 of the Constitution of the Republic of Azerbaijan, I hereby **resolve** as follows:

1. To approve the “Regulations of the Seaside Boulevard Department” (attached).
2. The Cabinet of Ministers of the Republic of Azerbaijan shall:
 - 2.1. Prepare within a period of three months and submit to the President of the Republic of Azerbaijan proposals on aligning legal acts of the President of the Republic of Azerbaijan with the above-mentioned Decree;
 - 2.2. Ensure within a period of three months and inform the President of the Republic of Azerbaijan about the aligning of regulatory acts of the Cabinet of Ministers of the Republic of Azerbaijan with the above-mentioned Decree;
 - 2.3. Exercise control over the alignment of regulatory acts of bodies of central executive authority with the above-mentioned Decree and inform the President of the Republic of Azerbaijan about its execution within a period of five months;
 - 2.4. Address all other issues arising from this Decree.
3. The Ministry of Justice of the Republic of Azerbaijan shall ensure that regulatory acts of central bodies of executive authority are aligned with this Decree and inform the Cabinet of Ministers of the Republic of Azerbaijan.

Ilham Aliyev
The President of the Republic of Azerbaijan
Baku, 22 February 2019
No. 544

Regulations of the Seaside National Park of the Republic of Azerbaijan

Approved by the Decree of the President of the Republic of Azerbaijan No. 544 dated February 22, 2019

1. General Provisions

1.1. Under Decree No. 50 of the President of the Republic of Azerbaijan, dated December 29, 1998 on "Presenting the Status of a National Park to the Baku Seaside Boulevard", the Seaside Boulevard in Baku city has been given the status of Seaside National Park (hereinafter referred to as National Park).

1.2. The territory of the National Park is classified as a natural area at the national level with a special degree of protection and it has received the permanent use of the land, water and flora in the area.

1.3. The National Park is located in the territories of the Sabail, Nasimi and Khatai districts, Baku city.

1.4. The National Park is managed by the Seaside Boulevard Department, a legal entity of public law (hereinafter referred to as the Department). The Department is responsible for the overall management and oversight of the National Park, as well as has exclusive responsibilities in overseeing a special protection regime and other regimes in cases specified in these Regulations.

2. Objectives and Obligations of Founding the National Park

2.1. The objectives of the National Park are to arrange environmental protection and its rational utilization; to protect the aesthetic beauty, urban upgrading, historical image and development of Baku; to arrange favourable conditions for the local and international visiting public; and to ensure the safety and protection of buildings and constructions, as well as rare plant species. The National Park can be used for the following orientations:

2.1.1. environmental protection;

2.2.2. environmental rehabilitation

2.2.3. tourism and recreation.

2.2. Other activities that are not contrary to the requirements related to the main objectives of the National Park, protection of natural and cultural facilities, as well as their reconstruction and utilization, can be carried out in the territory of the National Park.

2.3. Major obligations of the National Park are:

2.3.1. to protect the natural complexes, rare and sample natural areas, as well as cultural facilities in the area;

2.3.2. to create favourable conditions for tourism and recreation;

2.3.3. to develop and apply scientific methods on protection of nature and environmental education;

2.3.4. to conduct environmental awareness among the population;

2.3.5. to restore damaged natural and cultural facilities.

3. Peculiarities of the Special Protection Regime of the National Park

3.1. Taking into consideration the natural, historical, cultural and other peculiarities of the National Park, various regimes of special protection can be applied and the following activity zones can be determined:

3.1.1. zones where the legal regime of special protection is applied;

3.1.2. zones where the regulatory regime of economic activities is applied;

3.1.3. tourism and recreation zones;

3.1.4. service zones for tourists and other segments of the population;

3.1.5. production and business operation zones for the promotion of the National Park's activities.

3.2. For tourism and recreation purposes, various ways of benefitting from nature (fishing, water sports and amateur hunting of water bioresources, etc.) are allowed to be utilised.

3.3. In the sanitation and protection zones at the National Park the followings are prohibited according to Article 10-1.7 of the Law "On Specially Protected Natural Areas and Facilities":

3.3.1. construction of new settlements;

3.3.2. setting up and exploitation of environmentally hazardous enterprises, including chemical, nuclear power and metallurgical industries;

3.3.3. geological exploration works, extraction and processing of minerals;

3.3.4. use of main tree trimmings from forests;

3.3.5. use of agrochemicals and pesticides;

3.3.6. introduction of inappropriate types of fauna and flora species;

3.3.7. carrying out relevant work that violates the hydrological regime of the area and affects soil fertility.

4. Protection of the National Park

Protection of the National Park is ensured by the Department's Protection Department.

5. Economic Activity of the National Park

5.1. The economic activity of the National Park consists of the protection, maintenance and restoration of natural and cultural objects, organization of recreation and tourism services.

5.2. Construction and exploitation of hotels, camping areas, tourist centres, catering and other objects within the territory of the National Park, as well as recreation facilities for the population can be carried out on contracts concluded by the Department with legal and physical persons.

5.3. Other activities that do not contradict the requirements for protection, restoration and utilization of natural facilities in the National Park and are in accordance with the Civil Code of the Republic of Azerbaijan, the Town Planning and Construction Code of the Republic of Azerbaijan, the Laws of the Republic of Azerbaijan 'On Specially Protected Natural Areas and Facilities' and 'On Tourism' can be carried out on the basis of agreements concluded by the Department with individuals and legal entities.

5.4. The Department manages permits for advertisement placements in open spaces in the territory of the National Park.