

Changes to legislation: There are currently no known outstanding effects for the Foyle Fisheries Act (Northern Ireland) 1952, THIRD SCHEDULE. (See end of Document for details)

SCHEDULES

THIRD SCHEDULE

Sections 5 and 11.

THE FOYLE^{F1}, CARLINGFORD AND IRISH LIGHTS] COMMISSION

F1 SI 1999/859

Para. 1 rep. by SI 1999/859

Particular powers of the Commission.

- 2 ^{F2}(1) The Commission shall have, in addition and without prejudice to any powers given to it under any other provision of this Act, power to do any of the following things—
- (a) to take legal proceedings for the enforcement of any provision of this Act or of any regulations made under this Act ^{F3} or in the Foyle Area^{F4} or the Carlingford Area] of any law with respect to fisheries;]
 - (b) to purchase or take on lease any fishery or any establishment for the artificial propagation or rearing of salmon, trout or other freshwater fish and to operate any fishery and any such establishment;
 - (c) to apply and expend, subject to the provisions of this Act, all money paid to the Commission in such manner as the Commission thinks proper^{F5}.....;
 - (d) to execute such works and do such things as the Commission considers expedient for the purpose of its functions.
 - ^{F6}(e) enter into an agreement to enforce the fishing rights of any owner or occupier of land or waters in accordance with such terms and conditions as may be specified in the agreement and on payment of such sums as may be so specified.]

- ^{F7}(2) Section 168(1) of the Fisheries Act (Northern Ireland) 1966 shall not apply in any case where the fishing rights in question are rights of an owner or occupier of land or waters with whom the Commission has entered into an agreement under subparagraph (1)(e).]

F2 Sch. 3 para. 2 renumbered (1.6.2008) as Sch. 3 para. 2(1) by Foyle and Carlingford Fisheries (Northern Ireland) Order 2007 (S.I. 2007/915 (N.I. 9)), arts. 1(3), 29 (with art. 32); S.R. 2008/232, art. 2, Sch.

F3 1962 c. 5 (NI)

F4 SI 1999/859

F5 Words in Sch. 3 para. 2(1)(c) repealed (1.6.2008) by Foyle and Carlingford Fisheries (Northern Ireland) Order 2007 (S.I. 2007/915 (N.I. 9)), arts. 1(3), 5(2), 34(2), Sch. 3 (with art. 32); S.R. 2008/232, art. 2, Sch.

F6 Sch. 3 para. 2(1)(e) added (1.6.2008) by Foyle and Carlingford Fisheries (Northern Ireland) Order 2007 (S.I. 2007/915 (N.I. 9)), arts. 1(3), 29(a) (with art. 32); S.R. 2008/232, art. 2, Sch.

F7 Sch. 3 para. 2(2) added (1.6.2008) by Foyle and Carlingford Fisheries (Northern Ireland) Order 2007 (S.I. 2007/915 (N.I. 9)), arts. 1(3), 29(b) (with art. 32); S.R. 2008/232, art. 2, Sch.

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Special powers during transitional period.

3 (1) Notwithstanding anything contained in this Act, the Commission may at its discretion, [^{F8}during the period mentioned in sub-paragraph (2)], control, manage and deal with the fishing in that part of the tidal waters of the Foyle Area vested in the Ministry and the Minister which lies between an imaginary straight line drawn across the River Foyle to join the points where the southernmost boundary of the county of Londonderry meets the river on each side and the defined mouth of the river.

[^{F9}(2) The period referred to in sub-paragraph (1) is the period beginning on the establishment date and ending on such date as the Department and the Minister may jointly direct.]

F8 Words in Sch. 3 para. 3(1) substituted (1.6.2008) by Foyle and Carlingford Fisheries (Northern Ireland) Order 2007 (S.I. 2007/915 (N.I. 9)), arts. 1(3), **30(1)** (with art. 32); S.R. 2008/232, **art. 2**, Sch.

F9 Sch. 3 para. 3(2) substituted (1.6.2008) by Foyle and Carlingford Fisheries (Northern Ireland) Order 2007 (S.I. 2007/915 (N.I. 9)), arts. 1(3), **30(2)** (with art. 32); S.R. 2008/232, **art. 2**, Sch.

Paras. 4#14 rep. by SI 1999/859

Power to acquire and dispose of land.

15 The Commission may purchase and take on lease such land and build, equip and maintain such premises as it considers necessary for the performance of its functions and may sell or lease any such land or premises no longer required by it for that purpose.

Paras. 16#19 rep. by SI 1999/859

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