

## SCHEDULES

### SCHEDULE 2

Article 34(1)

### AMENDMENTS

#### *The Foyle Fisheries Act (Northern Ireland) 1952 (c. 5)*

**1.**—(1) In section 2(1), in the definition of “prescribed”, after ““prescribed”” insert “, except in Part VIA,”.

(2) In section 13(1)(g), for “licences” substitute “fishing licences”.

(3) In section 13(1)(k) after “Act” insert “, except in Part VIA,”.

(4) In section 13(2) for “licence” substitute “fishing licence”.

(5) In section 34(4), in paragraph (c) for “licence”, where that word twice occurs, substitute “fishing licence”.

(6) In section 39(3), for “licence” substitute “fishing licence”.

(7) In section 74, for “licence” wherever that word occurs, substitute “fishing licence”.

#### *The Fisheries Act (Northern Ireland) 1966*

**2.**—(1) In section 11(3), for “section 111” substitute “section 111 or regulations made under section 26(1)(jj)”.

(2) In section 11B(2), omit paragraph (b) and the words “and the Foyle Fisheries Commission”.

(3) In section 15(1) after “Londonderry Area” insert “or the Newry Area”.

(4) In section 16(1)(f) after “Londonderry Area” insert “or the Newry Area”.

(5) In section 26, in subsection (1) after paragraph (j) insert—

“(jj) the regulation or prohibition of the sale of any species of fish caught by rod and line;”.

(6) In section 41—

(a) in subsection (1) for “licence”, where that word twice occurs, substitute “fishing licence”;

(b) after subsection (5) add—

“(6) In this section “fishing licence” means a fishing licence issued under Part III or a fishing licence issued by the Foyle, Carlingford and Irish Lights Commission under regulations made by the Commission under the Foyle Fisheries Act (Northern Ireland) 1952.

(7) In relation to a fishing licence issued by the Foyle, Carlingford and Irish Lights Commission, the reference in subsection (1) to byelaws shall be construed as a reference to regulations made by the Commission under the Foyle Fisheries Act (Northern Ireland) 1952.”.

(7) Section 45 is renumbered as subsection (1) of that section and after that subsection add—

“(2) In this section “fishing licence” means a fishing licence issued under Part III or a fishing licence issued by the Foyle, Carlingford and Irish Lights Commission under

*Status: This is the original version (as it was originally made).*

regulations made by the Commission under the Foyle Fisheries Act (Northern Ireland) 1952.”.

- (8) In section 108(1)(c) after “Londonderry Area” insert “or the Newry Area”.
- (9) In section 110, subsection (4) ceases to have effect.
- (10) In section 124, after subsection (1) insert—
  - “(1A) In the application of this section to the Londonderry Area and the Newry Area, the reference in subsection (1) to sea-fisheries does not include a reference to tope, sea bass, mussel or oyster fisheries.”.
- (11) In section 179—
  - (a) in subsection (3)(b)(i) for “licence”, where that word first occurs, substitute “fishing licence”;
  - (b) after subsection (4) add—
    - “(5) In this section “fishing licence” means a fishing licence issued under Part III or a fishing licence issued by the Foyle, Carlingford and Irish Lights Commission under regulations made by the Commission under the Foyle Fisheries Act (Northern Ireland) 1952.”.
- (12) In section 203(1)(a) after “Londonderry Area” insert “or the Newry Area”.
- (13) In section 206(1), in the definition of “fishing licence” after “fishing licence” insert “, except in sections 41, 45 and 179.”.
- (14) In section 212—
  - (a) in subsection (1) for “13” substitute “14”;
  - (b) after subsection (1) insert—
    - “(1A) Sections 11 to 11C and Parts IX and IXA shall not apply to the Londonderry Area or the Newry Area.
    - (1B) In subsection (1), the reference to sea-fisheries does not include a reference to tope, sea bass, mussel or oyster fisheries.”.

*The Diseases of Fish Act (Northern Ireland) 1967*

- 3.—(1) In section 2(1)—
  - (a) in paragraph (a) after “Londonderry Area” insert “or the Newry Area”;
  - (b) for paragraph (b) substitute—
    - “if that area or part of that area is within the Londonderry Area or the Newry Area, an inspector or fishery officer appointed by and acting on behalf of the Foyle, Carlingford and Irish Lights Commission;”.
- (2) In section 8, at the appropriate place in alphabetical order insert—
  - ““the Newry Area” has the meaning assigned to it by section 2(1) of the Foyle Fisheries Act (Northern Ireland) 1952.”.

*The Fish Industry Act (Northern Ireland) 1972*

4. In section 1 at the end of subsection (2) insert “or an aquaculture licence is in force under section 52A of the Foyle Fisheries Act (Northern Ireland) 1952”.

*The Nature Conservation and Amenity Lands (Northern Ireland) Order 1985*

5. In Article 20(6)—

(a) for head (a) substitute—

“(a) the Foyle, Carlingford and Irish Lights Commission,”;

(b) head (e) ceases to have effect.

*The Electricity (Northern Ireland) Order 1992*

6. In paragraph 8 of Schedule 5—

(a) for sub-paragraph (b) substitute—

“(b) the Foyle, Carlingford and Irish Lights Commission where the abstraction is to be made in the Londonderry Area or the Newry Area (within the meaning of section 2(1) of the Foyle Fisheries Act (Northern Ireland) 1952);”;

(b) in sub-paragraph (c) for “that Area” substitute “those Areas”.