

1980 No. 443

FISHERIES

Herring (Prohibition of Fishing) (No. 2) Regulations
(Northern Ireland) 1980

Made 11th December 1980

Coming into operation 1st January 1981

The Department(a) of Agriculture, in exercise of the powers conferred on it by sections 19, 124 and 125 of the Fisheries Act (Northern Ireland) 1966(b) and of every other power enabling it in that behalf, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Herring (Prohibition of Fishing) (No. 2) Regulations (Northern Ireland) 1980 and shall come into operation on 1st January 1981.

Interpretation

2. In these regulations:—

“British fishery limits” has the same meaning as that expression is given in section 1(1) of the Fishery Limits Act 1976(c);

“herring” means fish of the species *Clupea harengus*.

Prohibition of Fishing

3. From 31st December 1980 until 31st December 1981 fishing for herring by means of any kind of fishing engine shall be prohibited in the area of sea described in the Schedule.

4. From 31st December 1980 until 31st December 1981 the use within the area of sea described in the Schedule in or from any boat of any method of trawling or seining for herring (including fishing for herring by means of any kind of net hauled along the bottom of the sea whether by a moving boat or by any mechanical appliance in an anchored boat) shall be prohibited.

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 11th December 1980.

(L.S.)

N. E. Morrison

Assistant Secretary

(a) Formerly Ministry: see 1973 c. 36 s. 40 and Sch. 5 para. 8(1)

(b) 1966 c. 17 (N.I.)

(c) 1976 c. 86

That part of the waters within British fishery limits which is adjacent to Northern Ireland and which lies between 55°00'N and a line running due south-east from the Haulbowline Rocks (approximately 54°00'N) and is:—

- (a) not nearer to any point on the baseline from which the breadth of the territorial sea adjacent to Great Britain or the Isle of Man is measured than to any point on the corresponding Northern Irish baselines, and
- (b) not more than 12 miles from the Northern Irish baselines.

EXPLANATORY NOTE

(This note is not part of the Regulations, but is intended to indicate their general purport.)

These regulations continue from 1st January 1981 to 31st December 1981, both dates inclusive, the prohibition on herring fishing by any means in an area off the Northern Ireland coast. This area lies between 55°N and a line running south-east from the Haulbowline Rocks (approximately 54°N) and extends from the coast out to 12 miles from the baselines from which the breadth of the territorial sea is measured or out to the median line with Scotland where this line is less than 12 miles from the baselines. In the case of herring caught by trawling or seining within the specified area the prohibition on landing, sale or offering or exposing for sale of these fish prescribed in section 126 of the Fisheries Act (Northern Ireland) 1966 has effect.

A person who contravenes these regulations or who lands or sells herring caught by trawling or seining in contravention of them is guilty of an offence for which penalties are prescribed by sections 125 and 201 of the Fisheries Act (Northern Ireland) 1966. The penalties are a fine on summary conviction not exceeding £100 for trawling or seining and not exceeding £50 for fishing by any other means or for landing or selling. The previous regulations prohibiting fishing for herring in the specified area were the Herring (Prohibition of Fishing) Regulations (Northern Ireland) 1980 (S.R. 1980 No. 256) and the Herring (Prohibition of Fishing) (Amendment) Regulations (Northern Ireland) 1980 (S.R. 1980 No. 291) which expired on 31st December 1980.