

SCHEDULES

SCHEDULE 15

Section 201

SEA FISH (CONSERVATION) ACT 1967: MINOR AND CONSEQUENTIAL AMENDMENTS

Sea Fish (Conservation) Act 1967 (c. 84)

- 1 (1) Section 1 (size limits, etc for fish) is amended as follows.
 - (2) In subsection (4)—
 - (a) for “Different sizes” substitute “Different requirements as to size”;
 - (b) for “different sizes” substitute “different requirements as to size”.
 - (3) In subsection (5)—
 - (a) for “a size” substitute “requirements as to size”;
 - (b) for the words from “if the part” to the end substitute “if the part does not meet the requirements as to size so prescribed.”
 - (4) In subsection (8)—
 - (a) for “a relevant British fishing boat or a Scottish fishing boat” substitute “a relevant British vessel, a Scottish fishing boat or a Northern Ireland fishing boat”;
 - (b) for “foreign fishing boat” substitute “foreign vessel”.
- 2 (1) Section 3 (regulation of nets and other fishing gear) is amended as follows.
 - (2) In subsection (3)(c), after “classes of fishing boats,” insert “or particular persons or persons of a particular description,”.
 - (3) In subsection (7), after “carrying” (in each place where it occurs) insert “or use”.
- 3 (1) Section 5 (power to restrict fishing for sea fish) is amended as follows.
 - (2) In subsection (2), for the words after “different provision” substitute “for different cases”.
 - (3) In subsection (5), after “prohibition” insert “or restriction”.
 - (4) In subsection (6)—
 - (a) after “is made” insert “by virtue of paragraph (a) of subsection (1) above”;
 - (b) for “any fishing operations conducted” substitute “fishing”;
 - (c) for the words from “are taken” to “applies” substitute “are caught by a person, or taken on board a fishing boat, in contravention of the prohibition”.
 - (5) After subsection (6) insert—

“(6A) A person who does not comply with subsection (6) above shall be guilty of an offence under that subsection.”

- 4 In section 11 (penalties for offences), in subsection (3), for “subsection (5)” substitute “subsection (4)”.

Fisheries Act 1981 (c. 29)

- 5 (1) Schedule 4 (exemptions for fish farming) is amended as follows.
- (2) In Part 1 (offences to which section 33(1) applies)—
- (a) in paragraph 12, for “smaller than prescribed size” substitute “which do not meet prescribed size requirements”;
 - (b) in paragraph 13, after “section 3(5)” insert “or (5A)”;
 - (c) in paragraph 16, after “prohibiting” insert “or restricting”.
- (3) In Part 2 (offences to which section 33(5) applies), in paragraph 33—
- (a) for “the Sea Fisheries (Conservation) Act 1967” substitute “the Sea Fish (Conservation) Act 1967”;
 - (b) for “smaller than the prescribed size” substitute “which do not meet prescribed size requirements”.