



Sea Fish Industry Act 1962

1962 CHAPTER 31 10 and 11 Eliz 2

An Act to make further provision, by way of financial assistance and otherwise, with respect to the white fish and herring industries, including provision relating to the White Fish Authority and the Herring Industry Board; to make further provision for the regulation of fishing for, and the landing and commercial use of, sea-fish, and with respect to shellfish; to enable the charges leviable at certain harbours to be varied, and to facilitate borrowing for certain harbour and marine work undertakings; and for purposes connected with the matters aforesaid. [3rd July 1962]

1 F1

Textual Amendments

F1 Ss. 1, 3–9 repealed by [Sea Fisheries Act 1968 \(c. 77\)](#), [Sch. 2 Pt. I](#) and [Sea Fish Industry Act 1970 \(c. 11\)](#), [Sch. 6 Pt. I](#)

Modifications etc. (not altering text)

C1 Regulation of fishing for, and landing and commercial use of, sea-fish

2 F2

Textual Amendments

F2 Ss. 2, 31, 33(3) repealed by [Sea Fisheries Act 1968 \(c. 77\)](#), [Sch. 2 Pt. I](#)

Modifications etc. (not altering text)

C2 Regulation of fishing for, and landing and commercial use of, sea-fish

3—9. F3

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Sea Fish Industry Act 1962. (See end of Document for details)

Textual Amendments

F3 Ss. 1, 3–9 repealed by [Sea Fisheries Act 1968 \(c. 77\)](#), **Sch. 2 Pt. I** and [Sea Fish Industry Act 1970 \(c. 11\)](#), **Sch. 6 Pt. I**

Modifications etc. (not altering text)

C3 Regulation of fishing for, and landing and commercial use of, sea-fish

10— ^{F4}
15.

Textual Amendments

F4 Ss. 10–15, 36(2) repealed by [Sea Fish \(Conservation\) Act 1967 \(c. 84\)](#), **Sch.**

16 ^{F5}

Textual Amendments

F5 Ss. 16, 36(1) repealed by [Sea Fisheries Act 1968 \(c. 77\)](#), **Sch. 2 Pt. II**

17 Exemption for operations for scientific and other purposes.

- (1) No enactment to which this section applies, and no order . . . ^{F6} made (whether before or after the passing of this Act) under any such enactment, shall restrict the carrying on of any operations which, under the authority of one of the Ministers, are conducted for the purposes of scientific investigation, or for the purpose of transplanting sea-fish from one fishing ground to another, or shall restrict the landing of sea-fish caught in the course of any such operations.
- (2) This section applies to [^{F7}section 2 of the ^{M1}Fishery Limits Act 1976,] . . . ^{F6}
- (3) Subsection (1) of this section shall have effect in addition to, and not in derogation of, any express saving or exemption contained in any enactment to which this section applies, or in any order . . . ^{F6} made under such an enactment.

Textual Amendments

F6 Words repealed by [Sea Fish \(Conservation\) Act 1967 \(c. 84\)](#), **Sch.**

F7 Words substituted by [Sea Fisheries Act 1968 \(c. 77\)](#), **Sch. 1 para. 36** and [Fishery Limits Act 1976 \(c. 86\)](#), **s. 2(8)(c)**

Modifications etc. (not altering text)

C4 [S. 17](#): function of authorising operations in the N.I. zone made exercisable in or as regards N.I. for the purposes of [1998 c. 47](#), **ss. 6, 86** and transferred to the Department of Agriculture and Rural Development by [S.I. 2002/790](#), art. 3(3), **Sch. 3 para. 1**

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Marginal Citations

M1 1976 c. 86.

18 ^{F8} **Appointment of British sea-fishery officers.**

- (1) The power conferred on the Ministers by section twenty-five of the ^{M2}Sea Fish Industry Act, 1951, to appoint officers to be British sea-fishery officers shall include power to appoint any officer to exercise and perform the powers and duties of a British sea-fishery officer subject to such limitations as may be specified in the instrument appointing him; and an officer so appointed shall be a British sea-fishery officer within those limitations, but not otherwise, and references in any enactment to British sea-fishery officers shall be construed accordingly.
- (2) An appointment made in accordance with the preceding subsection may be limited in any one or more, or any combination, of the following ways, that is to say, by reference—
 - (a) to particular matters;
 - (b) to a particular area;
 - (c) to a particular order or class of orders.

Textual Amendments

F8 S. 18 repealed (prosp.) by [Sea Fisheries Act 1968 \(c. 77\)](#), s.23(2), [Sch. 2 Pt. II](#)

Marginal Citations

M2 1951 c. 30.

19— ^{F9}
26.

Textual Amendments

F9 Ss. 19–26 repealed by [Sea Fisheries \(Shellfish\) Act 1967 \(c. 83\)](#), [Sch. 3](#)

Miscellaneous and supplementary provisions

27 ^{F10}

Textual Amendments

F10 S. 27, [Sch. 1](#) repealed by [Harbours Act 1964 \(c. 40\)](#), [Sch. 6](#)

28 ^{F11}

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Textual Amendments

F11 S. 28 repealed by [Docks and Harbours Act 1966 \(c. 28\), s. 39\(2\)](#)

29, 30. **F12**

Textual Amendments

F12 Ss. 29, 30, 33(4)(5), Sch. 3 repealed by [Sea Fish Industry Act 1970 \(c. 11\), Sch. 6 Pt. I](#)

31 **F13**

Textual Amendments

F13 Ss. 2, 31, 33(3) repealed by [Sea Fisheries Act 1968 \(c. 77\), Sch. 2 Pt. I](#)

32 **F14**

Textual Amendments

F14 S. 32 repealed by [Sea Fisheries \(Shellfish\) Act 1967 \(c. 83\), Sch. 3](#), [Sea Fish \(Conservation\) Act 1967 \(c. 84\), Sch.](#) and [Sea Fish Industry Act 1970 \(c. 11\), Sch. 6 Pt. I](#)

33 Interpretation.

(1) In this Act, except in so far as the context otherwise requires, the following expressions have the meanings hereby assigned to them respectively, that is to say:—

- **F15**
- [^{F16}“land” includes land covered by water;]
- “migratory trout” means trout which migrate to and from the sea;
- **F17**
- “salmon” includes any fish of the salmon species;
- “sea-fish” means fish of any description found in the sea, including shellfish and salmon and migratory trout;
- “shellfish” includes crustaceans and molluscs of any kind, and includes any part of a shellfish and any (or any part of any) brood, ware, half-ware or spat of shellfish, and any spawn of shellfish, and the shell, or any part of the shell, of a shellfish, and references in this Act to shellfish of any particular description shall be construed accordingly;
- **F17**

(2) In this Act . . . ^{F18}“the Ministers”—

- (a) **F19**

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- (b) in . . . ^{F20} section eighteen of this Act, means the Minister of Agriculture, Fisheries and Food, the said Secretary of State, and the Secretary of State concerned with the sea-fishing industry in Northern Ireland, and
- (c) in section seventeen of this Act, means the Minister of Agriculture, Fisheries and Food, the Secretary of State concerned with the sea-fishing industry in Scotland, and the [^{F21}Department of Agriculture for Northern Ireland.]

- (3) F22
- (4) F23

Textual Amendments

- F15** Definitions repealed by [Sea Fisheries \(Shellfish\) Act 1967 \(c. 83\)](#), **Sch. 3**, [Sea Fish \(Conservation\) Act 1967 \(c. 84\)](#), **Sch.** and [Sea Fish Industry Act 1970 \(c. 11\)](#), **Sch. 6 Pt. I**
- F16** Definition repealed (E.W.)(S.) by [Sea Fisheries \(Shellfish\) Act 1967 \(c. 83\)](#), **Sch. 3**
- F17** Definitions repealed by [Sea Fisheries \(Shellfish\) Act 1967 \(c. 83\)](#), **Sch. 3** and [Sea Fish Industry Act 1970 \(c. 11\)](#), **Sch. 6 Pt. I**
- F18** Definition of “appropriate Minister” repealed by [Sea Fish Industry Act 1970 \(c. 11\)](#), **Sch. 6 Pt. I**
- F19** [S. 33\(2\)\(a\)](#) repealed by [Sea Fish \(Conservation\) Act 1967 \(c. 84\)](#), **Sch.** and [Sea Fish Industry Act 1970 \(c. 11\)](#), **Sch. 6 Pt. I**
- F20** Words repealed by [Sea Fish \(Conservation\) Act 1967 \(c. 84\)](#), **Sch.**
- F21** Words substituted by virtue of [S.R. & O. \(N.I.\) 1963, No. 77, art. 4\(2\)](#) and [Northern Ireland Constitution Act 1973 \(c. 36\)](#), **Sch. 5 para. 8(1)**
- F22** [Ss. 2, 31, 33\(3\)](#) repealed by [Sea Fisheries Act 1968 \(c. 77\)](#), **Sch. 2 Pt. I**
- F23** [Ss. 29, 30, 33\(4\)\(5\)](#), **Sch. 3** repealed by [Sea Fish Industry Act 1970 \(c. 11\)](#), **Sch. 6 Pt. I**

Modifications etc. (not altering text)

- C5** “The said Secretary of State” means the Secretary of State concerned with the sea-fishing industry in Scotland

- 34, 35.** F24

Textual Amendments

- F24** [Ss. 34, 35](#), **Sch. 2** repealed by [Sea Fisheries \(Shellfish\) Act 1967 \(c. 83\)](#), **Sch. 3**, [Sea Fish \(Conservation\) Act 1967 \(c. 84\)](#), **Sch.**, [Sea Fisheries Act 1968 \(c. 77\)](#), **Sch. 2 Pt. I** and [Sea Fish Industry Act 1970 \(c. 11\)](#), **Sch. 6 Pt. I**

36 Channel Islands and Isle of Man.

- (1) F25
- (2) F26

- (3) Her Majesty may by Order in Council direct that, subject to such extensions, adaptations and modifications (if any) as may be specified in the Order, the provisions of sections . . . ^{F27} seventeen of this Act shall extend to the Isle of Man or any of the Channel Islands.

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Textual Amendments

- F25** Ss. 16, 36(1) repealed by Sea Fisheries Act 1968 (c. 77), **Sch. 2 Pt. II**
- F26** Ss. 10-15, 36(2) repealed by Sea Fish (Conservation) Act 1967 (c. 84), **Sch.**
- F27** Words repealed by Sea Fish (Conservation) Act 1967 (c. 84), **Sch.**

37 **F28**

Textual Amendments

- F28** S. 37, Sch. 4 repealed by Statute Law (Repeals) Act 1974 (c. 22), **Sch. Pt. XI**

38 Short title.

This Act may be cited as the Sea Fish Industry Act 1962.

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Changes to legislation: There are currently no known outstanding effects for the Sea Fish Industry Act 1962. (See end of Document for details)

F29F29 SCHEDULE 1

Textual Amendments

F29 S. 27, Sch. 1 repealed by Harbours Act 1964 (c. 40), Sch. 6

F29

F30F30 SCHEDULE 2

Textual Amendments

F30 Ss. 34, 35, Sch. 2 repealed by Sea Fisheries (Shellfish) Act 1967 (c. 83), Sch. 3, Sea Fish (Conservation) Act 1967 (c. 84), Sch., Sea Fisheries Act 1968 (c. 77), Sch. 2 Pt. I and Sea Fish Industry Act 1970 (c. 11), Sch. 6 Pt. I

F30

F31F31 SCHEDULE 3

Textual Amendments

F31 Ss. 29, 30, 33(4)(5), Sch. 3 repealed by Sea Fish Industry Act 1970 (c. 11), Sch. 6 Pt. I

F31

F32F32 SCHEDULE 4

Textual Amendments

F32 S. 37, Sch. 4 repealed by Statute Law (Repeals) Act 1974 (c. 22), Sch. Pt. XI

F32

Status:

Point in time view as at 01/02/1991.

Changes to legislation:

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