



Sea Fish Industry Act 1938

1938 CHAPTER 30 1 and 2 Geo 6

PART III

AMENDMENTS OF THE WHALING INDUSTRY (REGULATION) ACT 1934

45 Further conditions of whaling licences.

- (1) The following subsection shall be inserted in section six of the principal Act after subsection (1) of that section:— “ (1A) There shall be attached to every licence under this Act authorising the use of a ship or factory for treating whales a condition that the remuneration of the persons employed in treating whales on board the ship or at the factory must, so far as it is calculated by reference to the results of their work, be calculated by reference to the size, species, oil-yield and value of the whales treated. ”
- (2) At the end of subsection (3) of section six of the principal Act (which prescribes the conditions to be attached to every licence under that Act) there shall be inserted the words “and also a condition requiring the master or occupier of the ship or factory to which the licence relates to furnish, at such time, in such form and to such authority, as may be specified in the licence, an account showing the remuneration of each gunner and member of the crew of the ship, or of each person employed at the factory, as the case may be, and the manner in which that remuneration is calculated”.
- (3) The following subsection shall be substituted for subsection (4) of section six of the principal Act:—
 - “(4) There may be attached to any licence under this Act such conditions (if any), in addition to the conditions required by the foregoing provisions of this section, as appear to the licensing authority to be necessary or expedient for the purpose of preventing, so far as practicable,—
 - (a) any excessive destruction of whales and any wastage of whales or whale products;
 - (b) the taking of whales in particular areas;
 - (c) the killing of whales otherwise than by a particular method;

Changes to legislation: There are currently no known outstanding effects for the Sea Fish Industry Act 1938, Section 45. (See end of Document for details)

and any conditions attached to such a licence as aforesaid for the purpose of preventing the taking of whales in any particular area, or, for the preventing the killing of whales otherwise than by a particular method, may prohibit the taking, in that area, of any whales whatever or particular descriptions of whales, either at any time whatever or during particular periods, or, as the case may be, may prohibit the killing of whales otherwise than by the method either generally or in a particular area.”

Modifications etc. (not altering text)

- C1** The text of S. 45 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any repeals or amendments which may have been made prior to 1.2.1991

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