

1971 No. 1623

SEA FISHERIES

BOATS AND METHODS OF FISHING

The Herring (Celtic Sea) (Prohibition of Fishing Method)

Order 1971

Made - - - 4th October 1971

Laid before Parliament 12th October 1971

Coming into Operation 15th November 1971

The Minister of Agriculture, Fisheries and Food, and the Secretaries of State for Scotland and the Home Department, being the Secretaries of State respectively concerned with the sea fishing industry in Scotland and Northern Ireland, in exercise of the powers conferred on them by sections 5(1) and 15 of the Sea Fish (Conservation) Act 1967(a) as the latter section is amended by section 22(1) of, and paragraph 38 of Part II of Schedule I to, the Sea Fisheries Act 1968(b) and of all other powers enabling them in that behalf, hereby make the following Order:—

Citation and Commencement

1. This Order may be cited as the Herring (Celtic Sea) (Prohibition of Fishing Method) Order 1971 and shall come into operation on 15th November 1971.

Interpretation

2.—(1) In this Order—

“specified method” means a method of fishing involving the use of purse seine nets.

(2) The Interpretation Act 1889(c) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

Prohibition

3. The fishing for herring by a specified method within the area of sea specified in the Schedule to this Order (being part of the area to which the North-East Atlantic Fisheries Convention (d) applies) is hereby prohibited.

Enforcement

4. For the purpose of the enforcement of the provisions of this Order there are hereby conferred on every British sea-fishery officer the powers of a

(a) 1967 c. 84.

(c) 1889 c. 63.

(b) 1968 c. 77.

(d) Cmnd. 2190.

British sea-fishery officer under section 8(2) and (3) of the Sea Fisheries Act 1968.

IN WITNESS whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 28th September 1971.

(L.S.)

J. M. L. Prior,
Minister of Agriculture, Fisheries and Food.

Gordon Campbell,
Secretary of State for Scotland.

29th September 1971.

R. Maudling,
Secretary of State for the Home Department.

4th October 1971.

SCHEDULE

Article 3

AREA TO WHICH THE ORDER RELATES

The area of sea bounded by the parallels of 49°N and 52° 30'N latitude and the meridians of 5°W and 9°W longitude.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, which is made under the powers contained in section 5 of the Sea Fish (Conservation) Act 1967, prohibits the fishing for herring by purse seine net in a specified area of sea off the south west approaches to Cornwall, the Bristol Channel, Wales and the south east coast of the Republic of Ireland and partly within the fishery limits of the British Islands.

By virtue of section 5(8) of the Act of 1967 the prohibition applies to all British fishing boats registered in the United Kingdom and, in that part of the specified area which is within the fishery limits of the British Islands, also to all other fishing boats, including foreign boats.

The Order implements a recommendation of the Commission established under the North-East Atlantic Fisheries Convention.

SI 1971/1623
ISBN 0-11-011623-2



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