

1977 No. 291

SEA FISHERIES

BOATS AND METHODS OF FISHING

The Herring (Specified North Sea Waters) (Prohibition of Fishing) Order 1977

Made - - - 24th February 1977

Laid before Parliament 25th February 1977

Coming into Operation 28th February 1977

The Minister of Agriculture, Fisheries and Food and 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 (2) and 15 of the Sea Fish (Conservation) Act 1967(a) (as section 15 is amended by section 22(1) of, and paragraph 38 of Schedule 1 to, the Sea Fisheries Act 1968(b) and as sections 5(2) and 15 are amended by section 9(1) of, and paragraph 16(1) of Schedule 2 to, the Fishery Limits Act 1976(c)) and of all other powers enabling them in that behalf, hereby make the following order:—

Citation, commencement and interpretation

1.—(1) This order may be cited as The Herring (Specified North Sea Waters) (Prohibition of Fishing) Order 1977 and shall come into operation on 28th February 1977.

(2) The Interpretation Act 1889(d) shall apply to the interpretation of this order as it applies to the interpretation of an Act of Parliament.

Prohibition

2. The fishing for herring (*Clupea harengus*) within the area specified in the Schedule to this order is hereby prohibited.

3. In accordance with section 5(3) of the Sea Fish (Conservation) Act 1967, it is hereby declared that this order is not made for the sole purpose of giving effect to such a convention or agreement as is mentioned in section 5(1) of that Act.

Enforcement

4. For the purpose of the enforcement of this order, there are hereby conferred on every British sea-fishery officer the powers of a British sea-fishery officer under section 8(2) to (4) of the Sea Fisheries Act 1968 as subsection (4) is amended by section 9(1) of, and paragraph 17(1) of Schedule 2 to, the Fishery Limits Act 1976.

(a) 1967 c. 84.

(b) 1968 c. 77.

(c) 1976 c. 86.

(d) 1889 c. 63.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 23rd February 1977.

(L.S.)

John Silkin,
Minister of Agriculture, Fisheries and Food.

Bruce Millan,
Secretary of State for Scotland.

24th February 1977.

Roy Mason,
Secretary of State for Northern Ireland.

24th February 1977.

Article 2

SCHEDULE

AREA TO WHICH THE ORDER APPLIES

The area of the North Sea adjacent to England and Scotland within British fishery limits between 4°W longitude on the north coast of Scotland and 2°W longitude on the south coast of England; except for the Thames Estuary, which is that area lying between the English coast and a line drawn six miles seawards of the baselines from which the breadth of the territorial sea is measured, bounded in the north by a line drawn due east from Orfordness Lighthouse (Suffolk), and in the south by a line drawn due east from North Foreland Lighthouse (Kent).

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order prohibits the fishing of the North Sea herring stock in the area defined in the Schedule to the order.

By virtue of section 5(8) of the Sea Fish (Conservation) Act 1967 the order applies to all fishing boats including foreign vessels.

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