

1980 No. 807

SEA FISHERIES

**The Devon Sea Fisheries
District (Variation) Order 1980**

Laid before Parliament in draft

Made - - - - - 12th June 1980

Coming into Operation 1st July 1980

The Minister of Agriculture, Fisheries and Food, on the application of the local fisheries committee for the Devon Sea Fisheries District and after consultation with every county council concerned, in exercise of the powers conferred on him by sections 1 and 18(1) of the Sea Fisheries Regulation Act 1966(a) and of all other powers enabling him in that behalf, hereby makes the following order; a draft of which has lain before Parliament for forty days prior to its being made:—

Citation, Commencement and Interpretation

1.—(1) This order may be cited as the Devon Sea Fisheries District (Variation) Order 1980 and shall come into operation on 1st July 1980.

(2) In this order “the principal order” means the order made by the Board of Trade on 31st March 1892(b) (which created the Devon Sea Fisheries District and constituted a local fisheries committee for the regulation of the sea fisheries within that district).

Variation of Principal Order

2. For article 1 of the principal order (Creation of District) there shall be substituted the following:—

“1. Creation of District

A sea fisheries district is hereby created comprising so much of the sea within the national waters of the United Kingdom adjacent to England and so much of the sea within three nautical miles from the baselines from which the breadth of the territorial sea of the United Kingdom adjacent to England is measured, with the adjoining coast, as lies within the following limits, namely:—

- (1) in the Bristol Channel, on the east, a line drawn true north from the seaward extremity of the boundary between the counties of Devon and Somerset near Countisbury Cove and, on the west, a line drawn true west from the seaward extremity of the boundary between the counties of Devon and Cornwall at Marsland Mouth

(a) 1966 c. 38.

(b) Parliamentary Papers 1892 No. 132 as varied by S.R. & O. 1903/332, S.I. 1970/370 and S.I. 1973/2196.

(being the boundary of the Cornwall Sea Fisheries District); which area may be cited as the northern section of the Devon Sea Fisheries District; and

- (2) in the English Channel, on the west, a line drawn true south from the seaward extremity of Rame Head in the county of Cornwall (being the boundary of the Cornwall Sea Fisheries District) and, on the east, a line drawn true south from the seaward extremity of the boundary between the counties of Devon and Dorset near Lyme Regis (being the western boundary of the Southern Sea Fisheries District); which area may be cited as the southern section of the Devon Sea Fisheries District;

such lines being shown on a map marked S.648-1892 as subsequently amended on a map marked FGB 34449-1980, both of which are deposited at the Ministry of Agriculture, Fisheries and Food.

The said district shall not in any case extend further northwards than the equi-distant line drawn between the northern coast of the county of Devon and the opposite coast of South Wales, but shall include so much of the sea within three nautical miles from the baselines from which the breadth of the territorial sea of the United Kingdom adjacent to Lundy Island is measured, with the adjoining coast of the island.

The sea fisheries district shall not extend above a line drawn at or near the mouth of every river or stream flowing into the sea or into any estuary, or of the estuaries, within the limits of the said district, as follows:—

A line drawn across the River Lyn, in continuation of the general line of the coast at mean high water springs;

A line drawn across the estuaries of the rivers Taw and Torridge, from the Saunton Sands Hotel to the Bar Buoy, thence to the former coastguard station at Westward Ho!;

A line drawn across the river Tiddy, along the seaward side of the railway bridge at St. Germans;

A line drawn across the St. Germans or Lynher river, along the seaward side of the railway bridge near the hamlet of Grove;

A line drawn across the river Tamar, true south-east from the southernmost extremity of the Quay at Cotehele;

A line drawn across the river Tavy, along the sill or crest of the weir or dam at Lopwell;

A line drawn across the river Plym, along the seaward side of the Laira Bridge at Plymouth;

A line drawn across every river or stream flowing into the estuary known as the Salcombe river, such lines being drawn at the limit of mean high water springs;

A line drawn across the river Dart, along the sill or crest of the weir or dam at Totnes;

A line drawn across the river Teign, along the seaward side of the railway bridge across the river at Newton Abbot;

A line drawn across the river Exe, along the sill or crest of the weir or dam known as St. James's Weir at Exeter;

A line drawn across every river or stream not hereinbefore specified, such line being drawn at the limit of mean high water springs:

In respect of the rivers, streams and estuaries above the lines beyond which the sea fisheries district does not extend, the South West Water Authority shall within its area have the powers of a local fisheries committee.

The Sea Fisheries District hereby created shall be called the Devon Sea Fisheries District.”.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 12th June 1980.

(L.S.)

Peter Walker,
Minister of Agriculture, Fisheries and Food.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order varies the description of the limits of the Devon Sea Fisheries District (created in 1892 by order of the Board of Trade under the Sea Fisheries Regulation Act 1888 (c. 54)). The district extends to three nautical miles seaward from the baselines from which United Kingdom territorial waters are measured, including three nautical miles so measured around Lundy Island, and also includes the waters on the landward side of those baselines. The baselines in question were established by the Territorial Waters Order in Council 1964 (published in Statutory Instruments 1965 at p. 6452A).

The Order draws lines across the rivers which flow into the sea within the district to define the boundary between the district and the area in which the South West Water Authority has the power of a local fisheries committee.