

1982 No. 1845**SEA FISHERIES****BOATS AND METHODS OF FISHING****The Specified Sea Fish (Prohibition
of Fishing and of Fishing Methods)
(Variation) (No. 5) Order 1982***Made - - - - - 22nd December 1982**Laid before Parliament 23rd December 1982**Coming into Operation 30th December 1982*

The Minister of Agriculture, Fisheries and Food and the Secretaries of State respectively concerned with the sea fishing industry in Scotland, Wales and Northern Ireland, acting jointly, in exercise of the powers conferred on them by sections 5, 15(3) and 20(1) of the Sea Fish (Conservation) Act 1967(a), and of all other powers enabling them in that behalf, hereby make the following order:—

Title and commencement

1. This order may be cited as the Specified Sea Fish (Prohibition of Fishing and of Fishing Methods) (Variation) (No. 5) Order 1982 and shall come into operation on 30th December 1982.

Variation of the Specified Sea Fish (Prohibition of Fishing and of Fishing Methods) Order 1981

2. The Specified Sea Fish (Prohibition of Fishing and of Fishing Methods) Order 1981(b) shall be further varied—

- (a) by inserting at the end of article 2(1) thereof the words ‘and “Skagerrak and Kattegat” means the area of sea bounded by a line beginning at a point on the coast of Norway in 7° 00′ East longitude; thence due south to 57° 30′ North latitude; thence due east to 8° 00′ East longitude; thence due south to 57° 00′ North latitude; thence due east to the coast of Denmark; thence along the north-west and east coast of Jutland to Hals; thence across the eastern entrance of the Limfjord to Egensekloster Point; thence in a southerly direction along the coast of Jutland to Hasenore Head; thence across the Great Belt to Gniben Point; thence along the north coast of Zealand to Gilbjerg Head; thence across the northern approaches of the Øresund to the Kullen, on the coast of Sweden; thence in an easterly and northerly direction along the west coast of Sweden and the south coast of Norway to the point of beginning.’;

(a) 1967 c. 84; section 5 was amended by the Fisheries Act 1981 (c. 29), section 22; section 15(3) was amended by the Sea Fisheries Act 1968 (c. 77), Schedule 1, paragraph 38(3) and by the Fishery Limits Act 1976 (c. 86), Schedule 2, paragraph 16(1); section 22(2)(a) which contains a definition of “the Ministers” for the purposes of sections 5 and 15(3) was amended by the Fisheries Act 1981, sections 19(2)(d) and 45(b).

(b) S.I. 1981/1873, varied by S.I. 1982/169, 455, 875, 1374.

(b) by substituting for article 3 thereof the following article:—

“*Prohibition of fishing for salmon and migratory trout*

3. There is hereby prohibited—

- (a) the fishing by any fishing boat for salmon (*Salmo salar*) in any waters within British fishery limits, but excluding any part of those waters which are within 12 miles of the baselines from which the breadth of the territorial sea adjacent to the United Kingdom, the Channel Islands and the Isle of Man is measured;
- (b) the fishing by any British fishing boat registered in the United Kingdom or any fishing boat which is British owned but not registered under the Merchant Shipping Act 1894^(a) for salmon (*Salmo salar*) or migratory trout (*Salmo trutta*) in the Skagerrak and Kattegat, but excluding any part of those waters which are within 4 miles of the baselines from which the breadth of the territorial sea adjacent to Norway, Denmark and Sweden is measured.”;
- (c) by inserting in article 4(a) thereof after the words “Part I of Schedule 1” the words “(other than Bantry Bay)”;
- (d) by substituting in article 4(f) and (g) thereof for the words “after 1st March 1982 and before 15th November 1982” the words “from 1st March 1983 to 15th November 1983 inclusive”;
- (e) by inserting after article 4(j) the following paragraph:—
 - “(k) any description of sea fish in any waters adjacent to the United Kingdom and within British fishery limits with explosives, poisonous or stupefying substances or guns (other than harpoon guns which may be used when fishing for tuna or basking shark).”;
- (f) by substituting the date “31st March 1983” for the date mentioned in article 6 thereof (which specifies the date on which the order shall cease to have effect);
- (g) by substituting for the reference “52° 00' North latitude” in Part I of Schedule 1 thereto the reference “52° 30' North latitude”.

(a) 1894 c. 60.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 22nd December 1982.

(L.S.)

Peter Walker,
Minister of Agriculture,
Fisheries and Food.

George Younger,
Secretary of State for Scotland.

22nd December 1982.

Nicholas Edwards,
Secretary of State for Wales.

22nd December 1982.

James Prior,
Secretary of State for Northern Ireland.

22nd December 1982.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This order varies the Specified Sea Fish (Prohibition of Fishing and of Fishing Methods) Order 1981, as varied, by—

- (a) prohibiting fishing by British fishing boats registered in the United Kingdom and British-owned fishing boats which are not registered under the Merchant Shipping Act 1894 for salmon and migratory trout in the Skagerrak and Kattegat outside a 4-mile limit measured from the baselines of Norway, Denmark and Sweden (article 2(b));
- (b) by altering the area of sea in which fishing for herring with a purse seine net is prohibited (article 2(c) and (g));
- (c) by prohibiting the use of a purse seine net, or of a trawl, Danish seine or similar net having anywhere meshes below a specified minimum size, when fishing for mackerel in two areas of sea adjacent to the coast of Cornwall between 1st March 1983 and 15th November 1983 (article 2(d));
- (d) prohibiting fishing with explosives, poisonous or stupefying substances or guns anywhere within United Kingdom fishery limits (article 2(e));
- (e) extending the duration of the principal order from 31st December 1982 until 31st March 1983 (article 2(f)).

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