
STATUTORY INSTRUMENTS

1992 No. 2017

SEA FISHERIES

The Sea Fishing (Enforcement of Community Conservation Measures)(Amendment) (No. 4) Order 1992

<i>Made</i>	- - - -	<i>20th August 1992</i>
<i>Laid before Parliament</i>		<i>21st August 1992</i>
<i>Coming into force</i>	- -	<i>22nd August 1992</i>

The Minister of Agriculture, Fisheries and Food and the Secretaries of State respectively concerned with sea fishing in Scotland, Wales and Northern Ireland, in exercise of the powers conferred on them by section 30(2) and (3) of the Fisheries Act 1981⁽¹⁾, and of all other powers enabling them in that behalf, hereby make the following Order:

Title, commencement and interpretation

1.—(1) This Order may be cited as the Sea Fishing (Enforcement of Community Conservation Measures) (Amendment) (No. 4) Order 1992 and shall come into force on 22nd August 1992.

(2) In this Order “the principal Order” means the Sea Fishing (Enforcement of Community Conservation Measures) Order 1986⁽²⁾.

Amendment to the principal Order

2. The principal Order shall be amended by substituting in article 2 thereof (interpretation) for the definition of the Council Regulation the following definition —

““the Council Regulation” means Council Regulation (EEC) No. 3094/86 laying down certain technical measures for the conservation of fishery resources⁽³⁾, as amended by Council Regulation (EEC) No. 4026/86⁽⁴⁾, Council Regulation (EEC) No. 2968/87⁽⁵⁾, Council Regulation (EEC) No. 3953/87⁽⁶⁾, Council Regulation (EEC) No. 1555/88⁽⁷⁾, Council Regulation (EEC) No. 2024/88⁽⁸⁾, Council Regulation (EEC) No. 3287/88⁽⁹⁾,

(1) 1981 c. 29.
(2) S.I.1986/2090, amended by S.I. 1992/1084, 1485.
(3) OJ No. L288, 11.10.86, p.1.
(4) OJ No. L376, 31.12.86, p.1.
(5) OJ No. L280, 3.10.87, p.1.
(6) OJ No. L371, 30.12.87, p.9.
(7) OJ No. L140, 7.6.88, p.1.
(8) OJ No. L179, 9.7.88, p.1.
(9) OJ No. L292, 26.10.88, p.5, as corrected in OJ No. L8,11.1.89, p.22.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Council Regulation (EEC) No. 4193/88(10), Council Regulation (EEC) No. 2220/89(11), Council Regulation (EEC) No. 4056/89(12), Council Regulation (EEC) No. 3500/91(13), Council Regulation (EEC) No. 345/92(14), Council Regulation (EEC) No. 1465/92(15) and Council Regulation (EEC) No. 2120/92(16);”.

Revocation

3. The Sea Fishing (Enforcement of Community Conservation Measures)(Amendment) (No. 3) Order 1992(17) is hereby revoked.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on

L.S.

20th August 1992.

John Selwyn Gummer
Minister of Agriculture, Fisheries and Food

17th August 1992

Hector Munro
Parliamentary Under Secretary of State, Scottish
Office

18th August 1992

Wyn Roberts
Minister of State, Welsh Office

17th August 1992

Patrick Mayhew
Secretary of State for Northern Ireland

(10) OJ No. L369, 31.12.88, p.1.
(11) OJ No. L211, 22.7.89, p.6.
(12) OJ No. L389, 30.12.89, p.75.
(13) OJ No. L331, 3.12.91, p.2.
(14) OJ No. L42, 18.2.92, p.15.
(15) OJ No. L155, 6.6.92, p.1.
(16) OJ No. L213, 29.7.92, p.3.
(17) S.I. 1992/1485.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Sea Fishing (Enforcement of Community Conservation Measures) Order 1986, as amended, (“the principal Order”), which makes provision for the enforcement of certain of the enforceable Community restrictions and obligations concerning technical measures for the conservation of fishery resources which are contained in Council Regulation (EEC) No. 3094/86, as previously amended. The principal Order creates offences in respect of breaches of the provisions of that Council Regulation referred to in column 1 (and briefly described in column 2) of Schedule 1 to that Order and in article 3(2) of that Order. The principal Order also specifies penalties for such offences and confers powers of enforcement.

In consequence of that Council Regulation having been amended by Council Regulation (EEC) No. 2120/92, this Order further updates the definition of “the Council Regulation” in article 2 of the principal Order (interpretation). The amendments made by Council Regulation (EEC) No. 2120/92 specify detailed conditions on fishing for whiting in certain areas until 31st December 1992.

The Sea Fishing (Enforcement of Community Conservation Measures)(Amendment) (No. 3) Order 1992 is superseded by this Order and is revoked (article 3).