

SCHEDULE

CIRCUMSTANCES IN WHICH A LICENCE IS NOT REQUIRED

PART 3

Shellfish gatherers

- 26.**—(1) The use of a worker—
- (a) to dive with the aid of breathing apparatus to gather shellfish from the sea bed; or
 - (b) to operate a net, dredge or other machinery used to gather shellfish from the sea bed, other than a hand net or hand-held rake, where the worker is using the net, dredge or other machinery on board a fishing vessel which is operating at sea.
- (2) The use by shellfish cultivators with an exclusive right to cultivate shellfish on an area of the seabed of a worker to gather—
- (a) shellfish from the shore for cultivation; or
 - (b) shellfish cultivated on the areas to which they have exclusive access.
- (3) The use of a worker by the owner or operator of a shellfish hatchery to gather shellfish.