
STATUTORY INSTRUMENTS

1982 No. 573

SEA FISHERIES

BOATS AND METHODS OF FISHING

The Fishing Nets (Variation) (No. 2) Order 1982

<i>Made - - - -</i>	<i>20th April 1982</i>
<i>Laid before Parliament</i>	<i>21st April 1982</i>
<i>Coming into Operation</i>	<i>21st June 1982</i>

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 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 Fishing Nets (Variation) (No. 2) Order 1982 and shall come into operation on 21st June 1982.

Variation of principal order

2. The Fishing Nets Order 1981 ^(b) shall be varied by substituting for article 12 thereof the following article:—

“Beam trawling within 12 miles of United Kingdom baselines

12.—(1) There shall not be carried in any fishing boat of over—

- (a) 70 gross registered tons; or
- (b) 300 brake horse power

for the purpose of fishing for sole (*Solea solea*) or plaice (*Pleuronectes platessa*) in any waters within 12 miles of the baselines from which the breadth of the territorial sea of the United Kingdom is measured, other than those referred to in paragraph (2) of this article, any net which is constructed to take fish whilst being towed along the sea-bed by a fishing boat and has its mouth extended by a beam, bar or other rigid device (hereinafter called “a beam trawl”).

(2) There shall not be carried in any fishing boat for the purpose of fishing for sea fish in any waters within 12 miles of the baselines from which the breadth of the territorial sea of the United Kingdom is measured which are adjacent to the south west coast of England and between a line drawn due south (180° True) from Portland Bill Lighthouse and a line drawn north west (315° True) from Pendeen Lighthouse—

^(a) 1967 c.84; section 3 is amended by the Fishery Limits Act 1976(c.86), section 9(1) and paragraph 16(1) of Schedule 2.

^(b) S.I. 1981/1869, varied by S.I. 1982/453.

- (a) a beam trawl whereof the effective length of beam exceeds 8 metres; or
 - (b) two or more beam trawls intended to be used at the same time whereof the aggregate effective length of beam exceeds 8 metres.
- (3) Paragraphs (1) and (2) of this article shall not apply to a beam trawl carried in a fishing boat in any case where such beam trawl is not used or hauled.

(4) In this article—

“brake horse power” means, in relation to a fishing boat, the total continuous rated brake or shaft power of all the propulsion engines, irrespective of whether some of the power may be diverted from the propulsion shafts or whether not all the power is normally used;

“effective length of beam” means, in relation to a beam trawl, the distance between the inner edge of the shoe or skid attached to one end of the beam and the corresponding part of the shoe or skid attached to the other end thereof, the measurement being taken at the most forward part of each shoe or skid which comes into contact with the sea-bed when the trawl is towed.”

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 19th April 1982.



Peter Walker,
Minister of Agriculture,
Fisheries and Food.

19th April 1982.

George Younger,
Secretary of State for Scotland.

19th April 1982.

Nicholas Edwards,
Secretary of State for Wales.

20th April 1982.

James Prior,
Secretary of State for
Northern Ireland.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This order varies article 12 of the Fishing Nets Order 1981 (which imposes restrictions on beam trawling within 12 miles of the United Kingdom coast) so as to prohibit the use of a beam trawl for the catching of sole or plaice by fishing boats of over 70 grt or 300 bhp throughout the United Kingdom 12 mile belt, except within a specified part of that belt adjacent to the south west coast of England, where the previous restriction on the use of beam trawls having an effective total length of beam exceeding 8 metres is maintained.

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