STATUTORY INSTRUMENTS

1999 No. 75

SEA FISHERIES

The Bass (Specified Areas) (Prohibition of Fishing) (Variation) Order 1999

Made - - - -	*14th January 1999*
Laid before Parliament	*21st January 1999*
Coming into force	*15th February 1999*

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(1), 15(3), 20(1) and 22(2)(a) of the Sea Fish (Conservation) Act 1967**(a)** and of all other powers enabling them in that behalf, hereby makes the following Order:

Title and commencement

1. This Order may be cited as the Bass (Specified Areas) (Prohibition of Fishing) (Variation) Order 1999 and shall come into force on 15th February 1999.

Variation of the Bass (Specified Areas) (Prohibition of Fishing) Order 1990

2.—(1) The Bass (Specified Areas) (Prohibition of Fishing) Order 1990**(b)** shall be varied in accordance with the following paragraphs of this article.

(2) In article 2 (prohibition) after the words "(*Dicentrarchus labrax*)" there shall be inserted the following words–

", or fishing for any species of sea-fish using sand-eels (*Ammodytidae*) as bait,".

(3) For the Schedule there shall be substituted the Schedule set out in the Schedule to this Order.

Revocation

3. The Bass (Specified Areas) (Prohibition of Fishing) (Variation) Order 1992**(c)** is hereby revoked.

Elliot Morley
Parliamentary Secretary, Ministry of
12th January 1999 Agriculture, Fisheries and Food

Sewel
Parliamentary Under Secretary of State,
14th January 1999 Scottish Office

(a) 1967 c. 84; section 5(1) was substituted by section 22(1) of the Fisheries Act 1981 (c. 29); section 15(3) was substituted by paragraph 38(3) of Schedule 1 to the Sea Fisheries Act 1968 (c. 77) and amended by paragraph 16(1) of Schedule 2 to the Fishery Limits Act 1976 (c. 86); 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. 1990/1156, amended by S.I. 1992/3027.
(c) S.I. 1992/3027.

Signed by authority of the Secretary of State for Wales

Jon Owen Jones
Parliamentary Under Secretary of State,
Welsh Office

12th January 1999

Marjorie Mowlam
Secretary of State for Northern Ireland

12th January 1999

SCHEDULE Article 2

"SCHEDULE Article 2

AREAS AND SPECIFIED PERIODS IN RESPECT OF WHICH PROHIBITION OF FISHING FOR BASS APPLIES

Column 1 *Description of Area*	*Column 2* *Period applying in 1990 and subsequent years*
Blyth Power Station All tidal waters enclosed by a line in the south bearing 108.5° true from the Blyth Power Station chimneys in transit, to the east by a line bearing 173.5° true from a transit of the Alcan Power Station chimney and the western pylon of the northern pair of measured mile markers and to the north by a line bearing 111° true being a transit of the yellow "X" Northumberland Water Authority pipeline markers	All year
Bradwell Power Station The area between the Baffle Wall and the Bradwell foreshore enclosed by lines drawn perpendicular (145° true) from the NE and SW corners of the Baffle Wall to the shore	All year
Grain Power Station The area enclosed by a line drawn 120° true through Grain Martello Tower and Grain Hard Buoy to Garrison Point, and a line drawn 114° true from the foreshore at Grain Power Station to the western extremity of the Ro Ro Terminal, and the Isle of Grain and Sheerness foreshores	All year
Kingsnorth Power Station The area enclosed by Bee Ness Jetty and a line drawn 204° true to the tip of Oakham Ness Jetty, thence 260° true to the SE tip of Kingsnorth Jetty, and along the seaward arm of Kingsnorth Jetty and then 298° true to the Kingsnorth power station foreshore	All year
Dungeness Power Station All tidal waters enclosed by a line drawn 180° true from the eastern end of the Dungeness 'A' building to a point 600 m below MLW Springs, thence 270° true for a distance of 1 km, thence 000° true to the shore marked by an isolated building "hangar B1" situated between the Dungeness 'B' complex and the Power Station	All year
Chichester Harbour All tidal waters enclosed by a line drawn 192° true from Eastoke Point to Chichester Bar Beacon, then 078° true to Cakeham Tower	Between 30 April and 1 November
Langstone Harbour All tidal waters enclosed by a line drawn 153° true from the Gunnery Range Light at Eastney Point to Langstone Fairway Buoy (50° 46.25N 01° 01.27W), then 033° true to the foreshore east of Gunner Point	Between 30 April and 1 November

Column 1 *Description of Area*	*Column 2* *Period applying in 1990 and subsequent years*
Portsmouth Harbour	
All tidal waters enclosed by a line drawn from Gilkicker Point to Southsea Castle	Between 30 April and 1 November
Southampton Water	
All tidal waters enclosed by a line drawn 090° true from the Cadland foreshore to the Warsash foreshore passing through the north-west extremity of the Esso tanker jetty but excluding those waters above the Redbridge Causeway on the River Test	Between 30 April and 1 November
Fawley Power Station	
The area enclosed by a circle drawn with a radius of 556 metres around the outfall from Fawley Power Station	All year
Poole Harbour	
All tidal waters enclosed by a line drawn 011° true from Jerry's Point, through Branksea Castle to Salterns Pier	Between 30 April and 1 November
The Fleet	
All tidal waters of the Fleet inside Ferry Bridge	All year
River Exe, Devon	
All tidal waters enclosed by a line drawn 068° true from Langstone Point to Orcombe Point	Between 30 April and 1 November
River Teign	
All tidal waters enclosed by a line drawn 000° true from the Ness to the southernmost leading light	Between 30 April and 1 November
River Dart, Devon	
All tidal waters enclosed by a line drawn 064° true from Combe Point to Inner Froward Point	Between 30 April and 1 January
Salcombe Harbour	
All tidal waters enclosed by a line drawn 090° true from Splat Point to Limebury Point	Between 30 April and 1 January
River Avon, Devon	
All tidal waters enclosed by a line drawn 206° true from Warren Point at Bigbury-on-Sea to Burgh Island, and a line drawn 090° true from the southern tip of Burgh Island to the coast	Between 30 April and 1 January
River Yealm	
All tidal waters enclosed by a line drawn 205° true from Season Point to Mouthstone Point	Between 30 April and 1 January
Plymouth Rivers	
All tidal waters enclosed by a line drawn from the western end of Mountbatten Pier 268° true to the landing beacon at Wilderness Point in the River Tamar	All year
River Fowey	
All tidal waters enclosed by a line drawn 270° true from Penleath Point to the opposite shore	Between 30 April and 1 January

Column 1 *Description of Area*	*Column 2* *Period applying in 1990 and subsequent years*
Fal Estuary	
All tidal waters enclosed by a line drawn 045° true from Weir Point to Turnaware Point	Between 30 April and 1 January
Percuil River	
All tidal waters enclosed by a line drawn 151° true from St Mawes Castle to Carricknath Point	Between 30 April and 1 January
Helford River	
All tidal waters enclosed by a line drawn 199° true from Rosemullion Head to Dennis Head	Between 30 April and 1 January
Camel Estuary	
All tidal waters enclosed by a line drawn 020° true from Stepper Point to Pentire Point	Between 30 April and 1 December
River Torridge	
All tidal waters enclosed by a line drawn 290° true from Zeta Berth to the opposite shore	Between 30 April and 1 November
River Taw	
All tidal waters enclosed by a line drawn 190° true from the western end of Braunton Pill to the site of the former power station at Yelland	Between 30 April and 1 November
Aberthaw Power Station	
All tidal waters enclosed by a line drawn at a radius of 1 nautical mile from Breaksea Point	All year
Burry Inlet	
All tidal waters enclosed by a line drawn 071° true from Whiteford Lighthouse to Llanelli Docks and a line drawn 180° true from Whiteford Lighthouse to the shore	Between 30 April and 1 November
Taf, Tywi and Gwendraeth Estuary	
All tidal waters enclosed by a line drawn 119° true from Ginst Point to Pen Towyn Point	Between 30 April and 1 November
Milford Haven	
All tidal waters enclosed by a line drawn from the shore along the eastern side of the Texaco Terminal approach jetty to the southernmost part of the T jetty thence eastwards along the southern edge of the jetty to the extremity at No. 3 berth (51° 41.87N, 04° 57.58W) and then 098° true through the Pennar Beacon to the Llanreath foreshore (51° 41.55N, 04° 57.58W) and by a line drawn 162° true along the seaward side of the Pembroke to Neyland road bridge	Between 30 April and 1 November
Teifi Estuary	
All tidal waters enclosed by a line drawn from the Boathouse, Penrhyn to the Cliff Hotel, Gwbert	Between 30 April and 1 November

Column 1 *Description of Area*	*Column 2* *Period applying in 1990 and subsequent years*
River Dyfi	
All tidal waters enclosed by a line drawn 168° true from Trefeddian Hotel (52° 32.8N, 04° 03.6W) to the flag pole at Ynys Las (52° 31.4N, 04° 03.8W)	Between 30 April and 1 November
River Mawddach	
All tidal waters enclosed by a line drawn 226° true from the flagpole at Barmouth (52° 43.1N, 04° 03.1W) to the perch at 52° 42.7N, 04° 03.7W thence 155° true to the corner of the sea wall at Fairbourne (52° 42.5N, 04° 03.6W)	Between 30 April and 1 November
Dwyryd/Glaslyn Estuary	
All tidal waters enclosed by a line drawn 152° true from the White House (52° 54.4N, 04° 09.1W) to Harlech Point (52° 53.7N, 04° 08.5W)	Between 30 April and 1 November
Conwy Estuary	
All tidal waters enclosed by a line drawn in a northerly direction from Penmaen-bach Point 001° true to the most westerly point of Great Ormes Head	Between 30 April and 1 November
Dee Estuary	
All tidal waters enclosed by a line drawn 213° true from Hilbre Point to Mostyn Quay	Between 31 May and 1 October
Heysham Power Station	
All tidal waters enclosed by a line drawn 085° true from No. 7 buoy (54° 01.22N, 002° 56.28W) to the shore, a line drawn 020° true from No. 7 buoy towards the Dolphin (54° 02.40N, 02° 55.52W), and a line drawn 102° true through the leading lights to Heysham Harbour	All year

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EXPLANATORY NOTE

(This note is not part of the Order)

This Order varies the Bass (Specified Areas) (Prohibition of Fishing) Order 1990 (S.I. 1990/1156) ("the principal Order").

The Order varies the principal Order to prohibit fishing for sea fish using sand eels for bait in the areas, and during the periods, specified in the Schedule to the Order (article 2(2)).

The Order substitutes a new Schedule for the Schedule set out in the principal Order (article 2(3)).

The Bass (Specified Areas) (Prohibition of Fishing) (Variation) Order 1992 is revoked (article 3).

A single regulatory impact assessment has been prepared in relation to both this Order and the Sea Fish (Specified Sea Area) (Regulation of Nets and Prohibition of Fishing Methods) (Variation) Order 1999 (S.I. 1999/74) and deposited in the Libraries of both Houses of Parliament. Copies may be obtained from:

Fisheries Division III
Ministry of Agriculture, Fisheries and Food
Room 421d Nobel House
17 Smith Square
London SW1P 3JR

S T A T U T O R Y I N S T R U M E N T S

1999 No. 75

SEA FISHERIES

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