1971 No. 797

SEA FISHERIES

BOATS AND METHODS OF FISHING

The Fishing Vessels (Acquisition and Improvement) (Grants) (Amendment) Scheme 1971

Made - - -	*7th April* 1971
Laid before Parliament	*20th April* 1971
Coming into Operation	*19th May* 1971

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, being the Secretaries of State concerned with the sea fishing industry in Scotland and Wales respectively, in exercise of the powers conferred on them by sections 44 and 45 of the Sea Fish Industry Act 1970(a) and of all other powers enabling them in that behalf, with the approval of the Treasury and after consultation with the White Fish Authority and the Herring Industry Board, hereby make the following scheme :—

Citation, Extent and Commencement

1. This scheme, which may be cited as the Fishing Vessels (Acquisition and Improvement) (Grants) (Amendment) Scheme 1971, shall apply to Great Britain and shall come into operation seven days after it has been approved by both Houses of Parliament.

Interpretation

2.—(1) In this scheme, unless the context otherwise requires :—

"the Ministers" means the Minister of Agriculture, Fisheries and Food and the Secretaries of State concerned with the sea fishing industry in Scotland and Wales respectively ;

"the Principal Scheme" means the Fishing Vessels (Acquisition and Improvement) (Grants) Scheme 1967(b) as amended (c) ;

(2) The Interpretation Act 1889(d) shall apply for the interpretation of this scheme as it applies for the interpretation of an Act of Parliament.

(a) 1970 c. 11.
(b) S.I. 1967/372 (1967 I, p. 1273).
(c) S.I. 1967/1131 (1967 II, p. 3292).
(d) 1889 c. 63.

Variation of Previous Scheme

3. The Principal Scheme shall be read and construed as if :—

(*a*) for the definition of "the Ministers" in paragraph 2 there were substituted the definition of "the Ministers" set out in paragraph 2 of this scheme ;

(*b*) for the reference in paragraph 11 to "the Merchant Shipping Acts 1894 to 1964" there were substituted a reference to "the Merchant Shipping Acts 1894 to 1970".

4. Paragraph 10 of the Principal Scheme shall be further amended by the addition of a further proviso at the end thereof as follows :—

"Provided also that in relation to an application made on or after 27th October 1970, not being an application approved before the coming into operation of the Fishing Vessels (Acquisition and Improvement) (Grants) (Amendment) Scheme 1971 :—

(*a*) the amount of grant which may be paid shall be :—

(i) where the vessel in question is less than 80 feet in length, at the rate of three-tenths of the expenditure ;

(ii) in any other case, at the rate of one-quarter of the expenditure ;

(*b*) no grant shall be paid in respect of expenditure incurred in the acquisition of a vessel, or part of a vessel, constructed elsewhere than in the United Kingdom, unless the Ministers are satisfied that the expenditure was incurred at a cost which compares fairly with the cost at which the construction of the vessel, or the part of the vessel, could have been carried out in the United Kingdom."

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 6th April 1971.

(L.S.)

J. M. L. Prior,
Minister of Agriculture,
Fisheries and Food.

Given under the Seal of the Secretary of State for Scotland on 6th April 1971.

(L.S.)

Gordon Campbell,
Secretary of State for Scotland.

Given under my hand on 7th April 1971.

Peter Thomas,
Secretary of State for Wales.

Approved on 7th April 1971.

Walter Clegg,
H. S. P. Monro,
Two of the Lords Commissioners
of Her Majesty's Treasury.

EXPLANATORY NOTE

(This Note is not part of the Scheme.)

This scheme further amends the Fishing Vessels (Acquisition and Improvement) (Grants) Scheme 1967, which enables grants to be made by the White Fish Authority and the Herring Industry Board towards expenditure incurred in the acquisition or improvement of vessels employed in catching or processing white fish or herring. In relation to applications for grant made on or after 27th October 1970 the rate of grant payable in respect of vessels under 80 feet long is three-tenths of the expenditure, and in other cases one-quarter. No grant is to be paid in relation to expenditure for the acquisition of foreign built vessels unless Ministers are satisfied that the cost compares fairly with the likely cost of United Kingdom construction.

This scheme was approved by a resolution of the House of Commons on the 5th May 1971 and a resolution of the House of Lords on the 12th May 1971 and comes into operation on the 19th May 1971.

The scheme replaces the Fishing Vessels (Acquisition and Improvement) (Grants) (Amendment) Scheme 1970 which was not approved by a resolution of the House of Commons and did not therefore come into operation.