1974. No. 102 [C]

FOYLE FISHERIES

Foyle Area (Weekly Close Time)

REGULATIONS, DATED 14TH MAY 1974, MADE BY THE FOYLE FISHERIES COMMISSION WITH THE APPROVAL OF THE MINISTER FOR AGRICULTURE AND FISHERIES IN THE REPUBLIC OF IRELAND UNDER SECTION 13 OF THE FOYLE FISHERIES ACT 1952 AND OF THE DEPARTMENT OF AGRICULTURE FOR NORTHERN IRELAND UNDER SECTION 13 OF THE FOYLE FISHERIES ACT (NORTHEN IRELAND) 1952.

The Foyle Fisheries Commission hereinafter referred to as "the Commission" in exercise of its powers under sections 13 and 28 of the Foyle Fisheries Act 1952, and sections 13 and 27 of the Foyle Fisheries Act (Northern Ireland) 1952(**a**), hereby makes the following regulations:—

1. These regulations may be cited as the Foyle Area (Weekly Close Time) Regulations 1974 and shall come into force on the 1st day of June 1974.

2.—(1) The weekly close time in the waters of the Foyle Area for the purpose of section 28 of the Foyle Fisheries Act 1952, and section 27 of the Foyle Fisheries Act (Northern Ireland) 1952, shall be as follows:—

(*a*) For that portion of the said waters other than the tidal waters of the River Roe, north of a straight line drawn across the River Foyle from the easternmost point in the townland of Drumnashear in the County of Donegal to the northernmost point in the townland of Magheramason in the County of Tyrone being the line marked z-z on the map referred to in this paragraph, the period beginning at 6 o'clock a.m. on Friday and ending at 6 o'clock a.m. on the following Monday.

(*b*) For the tidal waters of the River Roe the period beginning at 6 o'clock a.m. on a Friday and ending at 6 o'clock p.m. on the following Monday.

(*c*) For all the said waters other than the portion specified in the preceding two clauses of this subparagraph, the period beginning at 6 o'clock a.m. on Saturday and ending at 6 o'clock a.m. on the following Tuesday.

(2) The map referred to in this paragraph means the map prepared for the purpose of the Foyle Area (Restriction of Netting) Regulations 1961(**b**), which was duly sealed and deposited in each office of the Commission as provided in those regulations.

3.—(1) The weekly close time specified in paragraph 2 shall not apply during any period in respect of which the Commission by instrument under seal declares that that extended close time is not required for the protection of the fisheries, being a period not extending beyond the end of the year in which the instrument is made.

(2) No instrument made in pursuance of this Regulation shall take effect from a date earlier than (*a*) three clear days after the execution thereof or (*b*) the date of duly publicising such execution, whichever is the later date.

(a) 1952. c. 5. (b) S.R. & O. (N.I.) 1961, No. 55.

4. The Foyle Area (Weekly Close Ttime) Regulations 1970(**c**), and the Foyle Area (Weekly Close Time) (River Roe) Regulations 1973(**d**), are hereby revoked.

Given under the Official Seal of the Foyle Fisheries Commission this 14th day of May 1974.

(L.S.) *James Power*
Member of the Commission nominated by the Minister.

K. Vickers
Member of the Commission nominated by the Department of Agriculture for Northern Ireland.

The Minister for Agriculture and Fisheries hereby approves the foregoing regulations.

Sealed with the Official Seal of the Minister for Agriculture and Fisheries this 20th day of May 1974.

D. P. O'Sullivan
A person authorised by the Minister for Agriculture and Fisheries to authenticate the Official Seal of the Minister.

(L.S.)

The Department of Agriculture for Northern Ireland hereby approves the foregoing regulations.

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland this 24th day of May 1974.

E. G. Sherrard
Assistant Secretary, Department of Agriculture for Northern Ireland.

(L.S.)

EXPLANATORY NOTE

(This note is not part of the Regulations, but is intended to indicate their general purport.)

The effect of these regulations will be to lengthen the weekly close time period, during which no netting is permitted, from 60 hours to 72 hours for all the waters of the Foyle Area other than the tidal waters of the River Roe where an 84 hour weekly close time will continue to operate.

(c) S.R. & O. (N.I.) 1970, No. 47. (d) S.R. & O. (N.I.) 1973, No. 234.