1981 No. 139

FISHERIES

Foyle Area (Weekly Close Time) Regulations 1981

Made	*13th April 1981*
Coming into operation . . .	*8th June 1981*

The Foyle Fisheries Commission in exercise of its powers under sections 13 and 28 of the Foyle Fisheries Act 1952(**a**) and sections 13 and 27 of the Foyle Fisheries Act (Northern Ireland) 1952(**b**) with the approval of the Minister for Fisheries and Forestry in the Republic of Ireland and of the Department(**c**) of Agriculture for Northern Ireland hereby makes the following regulations:—

1. These Regulations may be cited as the Foyle Area (Weekly Close Time) Regulations 1981, and shall come into operation on 8th June 1981.

2. In these Regulations—

"the Acts" means the Foyle Fisheries Acts 1952, 1961(**d**) and 1976(**e**) and the Foyle Fisheries Acts (Northern Ireland) 1952 and 1962(**f**);

"the defined mouth" in relation to any river means the mouth of that river as defined by an instrument made under the Fisheries Acts which is in force immediately before the establishment date or by regulations made under the Acts;

"Lough Foyle" means those waters in the Foyle Area bounded on the north or seaward side by an imaginary line drawn between Greencastle Fort in the County of Donegal and the Martello Tower at Magilligan Point in the County of Londonderry and bounded on the south by the defined mouth of the River Foyle;

the "River Foyle" means all of the River Foyle upstream of the defined mouth of the River Foyle;

the "River Roe" means all of the River Roe upstream of the defined mouth of the River Roe;

"Seaward of Lough Foyle" means those waters in the Foyle Area which are sea waters and lie seawards of an imaginary line drawn between Greencastle Fort in the County of Donegal and the Martello Tower at Magilligan Point in the County of Londonderry and of the defined mouth of the Culdaff River.

3. The weekly close time in that part of the Foyle Area specified in this Regulation shall be as follows:—

(*a*) In the River Roe, Lough Foyle and seaward of Lough Foyle the period beginning at 0500 hours on Friday and ending at 0500 hours on the following Monday.

(*b*) In the River Foyle the period beginning at 0600 hours on Saturday and ending at 0600 hours on the following Tuesday.

(**a**) No. 5 of 1952 (Republic of Ireland)
(**b**) 1952 c. 5 (N.I.)
(**c**) Formerly Ministry: *see* Northern Ireland Constitution Act 1973 (c. 36) Sch. 5 para. 8(1)
(**d**) No. 44 of 1961 (Republic of Ireland)
(**e**) No. 13 of 1976 (Republic of Ireland)
(**f**) 1962 c. 5 (N.I.)

4. The Foyle Area (Weekly Close Time) Regulations 1975(**a**) are hereby revoked.

Given under the Common Seal of the Foyle Fisheries Commission on 13th April 1981.

(L.S.)

J. O'Connell

Member of the Commission nominated by the Minister for Fisheries and Forestry.

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

Sealed with the Official Seal of the Minister for Fisheries and Forestry on 22nd April 1981.

(L.S.)

Garrett E. Byrne

A person authorised by the Minister for Fisheries and Forestry to authenticate the Official Seal of the Minister.

(L.S.)

K. U. Vickers

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

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 on 24th April 1981.

(L.S.)

N. E. Morrison

Assistant Secretary, Department of Agriculture for Northern Ireland.

(**a**) S.R. 1975 No. 132

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations prescribe that the weekly close time period on the River Roe, Lough Foyle and the whole of the open sea in the Foyle Area shall be the period commencing 0500 hours on Friday and ending at 0500 hours on the following Monday instead of 1800 hours on Friday until 1800 hours on the following Monday on the River Roe and 0600 hours on Saturday until 1800 hours on the following Monday on Lough Foyle and the whole of the open sea in the Foyle Area. These Regulations also prescribe that the weekly close time period on the River Foyle shall run from 0600 hours on Saturday to 0600 hours on the following Tuesday instead of 0600 hours on Saturday to 1800 hours on the following Monday.

At the date of these Regulations the mouth of the River Foyle and the mouth of the River Roe are defined by Instrument dated 8th February 1864 and the mouth of the River Culdaff by Instrument dated 3rd March 1865, made under the Fisheries Acts (Northern Ireland) 1842-1949.