1971 No. 687

SEA FISHERIES

BOATS AND METHODS OF FISHING

The Herring (North Sea Fishing) Licensing Order 1971

Made - - -	24*th April* 1971
Laid before Parliament	30*th April* 1971
Coming into Operation	1*st May* 1971

The Minister of Agriculture, Fisheries and Food, and the Secretaries of State for Scotland and the Home Department (being the Secretaries of State respectively concerned with the sea-fishing industry in Scotland and Northern Ireland), in exercise of the powers conferred on them by sections 4 and 15 of the Sea Fish (Conservation) Act 1967(**a**) as the latter section is amended by section 22(1) of, and paragraph 38 of Part II of Schedule 1 to, the Sea Fisheries Act 1968(**b**) and all other powers enabling them in that behalf, hereby make the following order :—

Citation and Commencement

1. This order may be cited as the Herring (North Sea Fishing) Licensing Order 1971 and shall come into operation on 1st May 1971.

Interpretation

2.—(1) In this order—

"the Act" means the Sea Fish (Conservation) Act 1967 ;

"the North Sea" means the area described in the Schedule to this order.

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

Appointed Day

3. The appointed day for the purposes of section 4 of the Act (which provides for the licensing of British fishing boats in relation to fishing by way of trade or business in specified areas) in conjunction with this order, is 1st May 1971.

(**a**) 1967 c. 84.

(**b**) 1968 c. 77.

(**c**) 1889 c. 63.

Area, Fish and Periods

4. This order applies only to fishing in the North Sea for herring (clupea harengus) during the periods 1st May to 31st May 1971 (both dates inclusive) and 20th August to 30th September 1971 (both dates inclusive).

Powers of British Sea-fishery Officers

5. For the purposes of the enforcement of section 4 of the Act in conjunction with this order, there are hereby conferred on every British sea-fishery officer all the powers of a British sea-fishery officer under section 8(2) and (3) of the Sea Fisheries Act 1968.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 8th 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 20th April 1971.

(L.S.)

Gordon Campbell,
Secretary of State for Scotland.

Given under the hand of the Secretary of State for the Home Department on 24th April 1971.

R. Maudling,
Secretary of State for the Home Department.

SCHEDULE

THE NORTH SEA (ARTICLE 4)

The area of sea contained within a line drawn from the co-ordinate of 62° north latitude and 4° west longitude, due south to the coast of Scotland, thence generally southwards along the north coast of Scotland and the east coasts of Scotland and England to the meridian of 1° west longitude, thence due south to the coast of France, thence generally in a north-easterly direction along the coasts of France, Belgium, the Netherlands, the Federal Republic of Germany and Denmark to Skagen Point, thence along a rhumb line to the Pater Noster Lighthouse on the coast of Sweden, thence generally in a north-westerly, south westerly and northerly direction along the coasts of Sweden and Norway to the parallel of 62° north latitude, thence due west to the meridian of 4° west longitude.

EXPLANATORY NOTE

(This Note is not part of the Order.)

Section 4 of the Sea Fish (Conservation) Act 1967 provides that from a day appointed by an order, no British fishing boat registered in the United Kingdom shall be used by way of trade or business for fishing in any area specified in the order except under the authority of a licence granted by one of the Fisheries Ministers.

This order which implements a recommendation of the North East Atlantic Fisheries Commission appoints 1st May 1971 as the day from which no such fishing boat shall so fish for herring in the North Sea between 1st and 31st May and between 20th August and 30th September 1971.