1971 No. 181

SEA FISHERIES

BOATS AND METHODS OF FISHING

The Salmon and Migratory Trout (Sea Fishing) Licensing Order 1971

Made - - -	*3rd February* 1971
Laid before Parliament	*10th February* 1971
Coming into Operation	*15th February* 1971

The Minister of Agriculture, Fisheries and Food, and the Secretary of State for Scotland and the Secretary of State for the Home Department, being the Secretaries of State concerned with the sea-fishing industry in Scotland and Northern Ireland respectively, in exercise of the powers conferred on them by section 4 of the Sea Fish (Conservation) Act 1967(a) and of all other powers enabling them in that behalf, with the consent of the Treasury, hereby make the following order :—

Citation and Commencement

1. This order may be cited as the Salmon and Migratory Trout (Sea Fishing) Licensing Order 1971 and shall come into operation on 15th February 1971.

Interpretation

2.—(1) In this order—

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

"mouth of the River Tweed" means the area as defined by the Tweed Fisheries Amendment Act 1859(b) as amended by byelaw dated 10th August 1863 contained in Schedule A to the Salmon Fisheries (Scotland) Act 1868(c).

(2) The Interpretation Act 1889(d) 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 in conjunction with this order is 15th February 1971.

(a) 1967 c. 84.
(b) 1859 c. lxx.
(c) 1868 c. 123.
(d) 1889 c. 63.

Area

4. This order applies only to fishing in the area of sea specified in the schedule to this order for salmon or migratory trout during the period 15th February 1971 until 14th February 1973 (both dates inclusive).

Licences

5. The Minister for the purpose of section 4(6) of the Act in relation to this order is the Minister of Agriculture, Fisheries and Food and he may make a charge of not more than £20 for the granting of a licence.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 28th January 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 29th January 1971.

(L.S.)

Gordon Campbell,
Secretary of State for Scotland.

Given under the hand of the Secretary of State for the Home Department on 2nd February 1971.

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

Approved on 3rd February 1971.

Walter Clegg,
Bernard Weatherill,
Two of the Lords Commissioners of Her Majesty's Treasury.

SCHEDULE

The area of sea (excluding the territorial waters of England and Wales) contained within a line drawn from the coast of England along the southern boundary of the mouth of the River Tweed to the eastmost point of that boundary; thence due east to the intersection with the boundary of the fishery limits of the British Islands; thence along that boundary in a clockwise direction around the coasts of England and Wales to the intersection with the parallel of latitude 54° 30′ north in the Irish Sea; thence eastwards along that parallel until it meets the coast of England.

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-owned fishing boats shall fish, by way of trade or business, for specified kinds of fish in a specified area except under the authority of a licence issued by one of the fishery Ministers. This order appoints 15th February 1971 as the day from which no such fishing boats shall so fish for salmon and migratory trout in waters comprising almost all that part of the fishery limits of England and Wales which lies outside territorial waters except under the authority of a licence issued by the Minister of Agriculture, Fisheries and Food. The order will cease to have effect on 15th February 1973.