1962 No. 1453 (S. 61)

SEA FISHERIES

The Sea Fisheries (Scotland) Byelaw (No. 66) 1962

Made - - - -	*7th May* 1962
Coming into Operation	*6th July* 1962

The Secretary of State in exercise of the powers conferred on him by section 4 of the Sea Fisheries (Scotland) Amendment Act 1885(a) and section 6 of the Herring Fishery (Scotland) Act 1889(b), and of all other powers enabling him in that behalf hereby makes the following Byelaw:—

1.—(1) This Byelaw may be cited as the Sea Fisheries (Scotland) Byelaw (No. 66) 1962.

(2) This Byelaw shall come into force on the date of its confirmation by the Secretary of State and shall remain in force for a period of three years unless it is sooner revoked or altered.

2. Notwithstanding the provisions of Byelaw (No. 10) made by the Fishery Board for Scotland on 27th September, 1892 and confirmed by the Secretary for Scotland on 22nd November, 1892(c), it shall be lawful between 1st April and 31st October in any year to use the method of fishing known as otter trawling for the capture of Norway lobsters (nephrops norvegicus) in the waters lying within the area specified below, that is to say—in the Moray Firth south of a line drawn due east (true) from Brora Point except to the westward of a straight line joining Brora Point and Tarbet Ness Lighthouse and within three miles of low-water mark of any part of the coast.

Provided that—

(1) the boat from which the trawl is used shall not exceed 70 feet in length overall;

(2) the otter boards used in operating the trawl shall not exceed two in number and shall be made of wood; they shall be not more than one and one-half inches in thickness and fifteen square feet in area, including an iron keel or shoe not bigger than one and one-half inches wide by three inches in depth and no artifice shall be used for the purpose of evading the restrictions on the type and size of boards imposed by this Byelaw;

(3) no boat carrying otter boards constructed otherwise than above or exceeding the above dimensions shall use a trawl or other net within the permitted area;

(a) 48 & 49 Vict. c. 70. (b) 52 & 53 Vict. c. 23.
(c) S.R. & O. 1892, p. 1010 (Rev. VII, p. 1029).

(4) no landing at the termination of a voyage by a boat which has been engaged in such fishing at any time during the voyage within the permitted area shall contain more than twenty-five per cent. by weight of fish other than Norway lobsters.

Made by the Secretary of State this seventh day of May 1962.

A. J. Aglen,
Fisheries Secretary.

Confirmed by the Secretary of State this sixth day of July 1962.

A. J. Aglen,
Fisheries Secretary.

St. Andrew's House,
Edinburgh, 1.

EXPLANATORY NOTE

(This Note is not part of the Byelaw but is intended to indicate its general purport.)

This Byelaw permits, on certain conditions, the use of a trawl net for the capture of Norway lobsters in certain waters in the Moray Firth.

Under sections 3 and 8 of the Sea-Fishing Industry Act 1933, as amended by section 38 of the Sea Fish Industry Act 1938; section 1 of the White Fish and Herring Industries Act 1948; and section 5 of the Sea Fish Industry Act 1959, the mesh of net to be used is the standard laid down by the Order for the time being in force under the above Acts.