STATUTORY INSTRUMENTS

1967 No. 1009 (S.79)

SEA FISHERIES

The Sea Fisheries (Scotland) Byelaw (No. 75) 1967

Made - - -	13*th April* 1967
Coming into Operation	4*th July* 1967

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 of all other powers enabling him in that behalf hereby makes the following Byelaw:—

1. This Byelaw may be cited as the Sea Fisheries (Scotland) Byelaw (No. 75) 1967 and shall come into operation on the date of its confirmation by the Secretary of State.

2. Notwithstanding Byelaw (No. 17) made by the Fishery Board for Scotland on 21st October 1898 and confirmed by the Secretary for Scotland on 7th December 1898(**b**) and subject to the provisions of this Byelaw it shall be lawful to use a seine net for the capture of white fish in the waters specified below, so far as forming part of the area to which Byelaw (No. 17) applies, that is to say, the waters of the Moray Firth north of straight lines drawn eastwards from Scarnose Point to Knock Head thence to Troup Head and thence to the seaward extremity of Rosehearty West Pier and between lines drawn due north (true) from Scarnose Point and the seaward extremity of Rosehearty West Pier (hereinafter referred to as "the permitted area"):

Provided that—

(i) the boat from which any such net is used shall not exceed 50 feet in length overall;

(ii) any such net shall be hauled in as soon as its ends have been brought together;

(iii) no otter boards shall be used in the operation of any such net;

(iv) no such net shall be used in the permitted area within one-half mile of the mouth of any river or stream at lowest ebb-tide or within one-half mile of any salmon stake, fly or bag net;

(v) any salmon or sea trout taken in any such net so used shall be returned to the sea immediately after each haul of the net is completed.

Made by the Secretary of State on 13th April 1967.

A. J. Aglen,
Fisheries Secretary.

Confirmed by the Secretary of State on 4th July, 1967.

A. J. Aglen,
Fisheries Secretary.

Department of Agriculture and Fisheries for Scotland,
St. Andrew's House,
Edinburgh, 1.

(**a**) 1885 c. 70. (**b**) S.R. & O. 1898/1061 (Rev. VII, p. 1032: 1898, p. 371).

EXPLANATORY NOTE

(This note is not part of the Byelaw.)

This Byelaw permits on certain conditions the use of a seine net for the capture of white fish in a specified area of the Moray Firth.

The mesh of net to be used in such fishing and the minimum size limits of fish which may be landed are those prescribed in the relevant Orders for the time being in force under sections 3, 4 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.