STATUTORY INSTRUMENTS

1986 No. 251

SEA FISHERIES

COMMUNITY RESTRICTIONS

The Sea Fishing (Enforcement of Community Conservation Measures) (Amendment) Order 1986

Made - - - -	13*th February* 1986
Laid before Parliament	17*th February* 1986
Coming into Operation	10*th March* 1986

The Minister of Agriculture, Fisheries and Food and the Secretaries of State respectively concerned with sea fishing in Scotland, Wales and Northern Ireland, in exercise of the powers conferred on them by section 30(2) of the Fisheries Act 1981(**a**) and of all other powers enabling them in that behalf, hereby make the following order:—

Title and commencement

1. This order may be cited as the Sea Fishing (Enforcement of Community Conservation Measures) (Amendment) Order 1986 and shall come into operation on 10th March 1986.

Amendment of the Sea Fishing (Enforcement of Community Conservation Measures) Order 1983

2. The Sea Fishing (Enforcement of Community Conservation Measures) Order 1983(**b**) is hereby further amended in accordance with the following articles of this order.

Amendment of article 2

3. In article 2 (interpretation), for the definition of "the Council Regulation" there shall be substituted the following:—

"the Council Regulation" means Council Regulation (EEC) No. 171/83 laying down certain technical measures for the conservation of fishery resources(**c**), as amended by—

(*a*) Council Regulation (EEC) No. 2931/83(**d**);

(*b*) Council Regulation (EEC) No. 1637/84(**e**);

(*c*) Council Regulation (EEC) No. 2178/84(**f**);

(**a**) 1981 c. 29. (**b**) S.I. 1983/256, amended by S.I. 1983/1818 and 1984/1956.
(**c**) O.J. No. L24, 27.1.83, p. 14. (**d**) O.J. No. L288, 21.10.83, p. 1.
(**e**) O.J. No. L156, 13.6.84, p. 1. (**f**) O.J. No. L199, 28.7.84, p. 1.

(*d*) Council Regulation (EEC) No. 2664/84(**a**);

(*e*) Council Regulation (EEC) No. 3625/84(**b**)

(*f*) article 26, and paragraph 9 of Part XV of Annex I, of the Act annexed to the Treaty concerning the accession of the Kingdom of Spain and the Portuguese Republic to the European Economic Community and to the European Atomic Energy Community(**c**), and

(*h*) Council Regulation (EEC) No. 3782/85(**d**);".

Amendment of the Schedule

4. In the Schedule (maximum penalties on summary conviction), there shall be inserted after item 13A the following items:—

In column 1 (Provision of the Council Regulation)	In column 2 (Subject Matter)	In column 3 (Maximum Penalty)
"13B. Article 15(3a)	Provision relating to mesh size of nets in zones off the coast of Portugal	£5,000".

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 10th February 1986.

L.S.

Michael Jopling,
Minister of Agriculture, Fisheries and Food.

Gray of Contin,
Minister of State, Scottish Office.

11th February 1986.

Nicholas Edwards,
Secretary of State for Wales.

12th February 1986.

(**a**) O.J. No. L253, 21.9.84, p. 1.
(**b**) O.J. No. L335, 22.12.84, p. 3.
(**c**) Cmnd. 9634.
(**d**) O.J. No. L363, 31.12.85, p. 28.

Tom King,
Secretary of State for Northern Ireland.

13th February 1986.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This order further amends the Sea Fishing (Enforcement of Community Conservation Measures) Order 1983 so as to provide for the enforcement of Council Regulation (EEC) No. 171/83, (OJ No. L24, 27.1.83, p. 1) (which lays down certain technical measures for the conservation of fishery resources) – "the Council Regulation" – as further amended by the Act of accession of Spain and Portugal to the European Communities, and by Council Regulation (EEC) No. 3782/85.

The principal changes made in the Council Regulation are—

(*a*) the extension of the area to which the Council Regulation applies to include the maritime waters under the sovereignty or jurisdiction of Spain and Portugal (the Act of accession), and

(*b*) the consequent additions to the Council Regulation's substantive measures to provide conservation measures in those maritime waters (Council Regulation (EEC) No. 3782/85).

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