SEA FISHERIES

BOATS AND METHODS OF FISHING

1958 No. 279

The Sea-Fishing Industry (Fishing Nets) (Amendment) Order, 1958

Made - - - -	*20th February*, 1958
Laid before Parliament	*26th February*, 1958
Coming into Operation	*27th February*, 1958

The Minister of Agriculture, Fisheries and Food, and the Secretaries of State for Scotland and 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 upon them by Sections 3 and 8 of the Sea-Fishing Industry Act, 1933(a), as amended by Section 38 of the Sea Fish Industry Act, 1938(b) and Section 1 of the White Fish and Herring Industries Act, 1948(c), and of all other powers enabling them in that behalf hereby make the following Order :—

1. This Order may be cited as the Sea-Fishing Industry (Fishing Nets) (Amendment) Order, 1958, and shall come into operation on the twenty-seventh day of February, nineteen hundred and fifty-eight.

2. Paragraph (2) of Article 4 of the Sea-Fishing Industry (Fishing Nets) Order, 1956(d), as amended by the Sea-Fishing Industry (Fishing Nets) (Amendment) Order, 1956(e), shall be read and have effect as though for references to the 4th day of April 1958 or to the 5th day of April 1958, wherever they occur, there were substituted references to the 4th day of April 1961 or to the 5th day of April 1961 respectively.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this eighteenth day of February, nineteen hundred and fifty-eight.

(L.S.)

John Hare,
Minister of Agriculture, Fisheries and Food.

Given under the Seal of the Secretary of State for Scotland this nineteenth day of February, nineteen hundred and fifty-eight.

(L.S.)

John S. Maclay,
Secretary of State for Scotland.

Given under the Hand of the Secretary of State for the Home Department this twentieth day of February, nineteen hundred and fifty-eight.

R. A. Butler,
Secretary of State for the Home Department.

(a) 23 & 24 Geo. 5. c. 45. (b) 1 & 2 Geo. 6. c. 30. (c) 11 & 12 Geo. 6. c. 51.
(d) S.I. 1956/531 (1956 II, p. 2205). (e) S.I. 1956/1202 (1956 II, p. 2208).

EXPLANATORY NOTE

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

By the Sea-Fishing Industry (Fishing Nets) Order, 1956, British fishing boats may not carry in certain waters nets with mesh of less than a prescribed size. That Order also required nets to be of a larger mesh on and after 5th April, 1957, than that originally prescribed. The Sea-Fishing Industry (Fishing Nets) (Amendment) Order, 1956, postponed the requirement for the adoption of the larger mesh until the 5th April, 1958, and this Order effects a further postponement until the 5th April, 1961.

1958 No. 1646 (S. 75)

The Sea Fisheries (Scotland) Byelaw (No. 55), 1958

Made - - - - 4*th August*, 1958
Coming into operation 29*th September*, 1958

In exercise of the powers conferred on me 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 me in that behalf I hereby make the following Byelaw:—

1.—(1) This Byelaw may be cited as the Sea Fisheries (Scotland) Byelaw (No. 55), 1958.

(2) This Byelaw shall come into force on 29th September, 1958 and shall remain in force for a period of five years unless it is sooner revoked or altered.

(3) The Sea Fisheries (Scotland) Byelaw (No. 50), 1955(c) is hereby revoked.

2. Notwithstanding the provisions of subsection (1) of section 6 of the Herring Fishery (Scotland) Act, 1889, it shall be lawful during the period from 1st October in any year to 30th April in the immediately following year to use the method of fishing known as beam or otter trawling for the capture of Norway lobsters (nephrops norvegicus) in the waters lying within the exclusive fishery limits in the area specified below, that is to say,—in the Firth of Forth within an area bounded on the North by a straight line drawn from the Isle of May Lighthouse in the direction of Kinghorn Ness to the point of intersection with a straight line drawn from Gullane Point to Wemyss Castle, on the West by a straight line drawn from the before-mentioned point of intersection to Gullane Point, on the South by the Shore of the Firth and on the East by a straight line drawn from Tantallon Castle to the Isle of May Lighthouse:

Provided that the boat from which the trawl is used shall not exceed 50 feet overall.

3. 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(d), it shall be lawful to use a seine net, or a flounder net with a bag, in the capture of white fish in the area specified below, that is to say,—in the Firth of Forth within an area bounded on the North

(a) 48 & 49 Vict. c. 70. (b) 52 & 53 Vict. c. 23. (c) S.I. 1955/233 (1955 II, p. 2398).
(d) S.R. & O. 1898/1061 (Rev. VII, p. 1032: 1898, p. 371).