STATUTORY INSTRUMENTS

1977 No. 194

SEA FISHERIES

BOATS AND METHODS OF FISHING

The Sea Fishing (Specified Foreign Boats) Licensing Order 1977

Made - - - -	*9th February* 1977
Laid before Parliament	*9th February* 1977
Coming into Operation	*10th February* 1977

The Minister of Agriculture, Fisheries and Food and the Secretaries of State respectively concerned with the sea fishing industry in Scotland and Northern Ireland, in exercise of the powers conferred on them by sections 4 and 15 of the Sea Fish (Conservation) Act 1967(a) (as those sections are amended respectively by section 3 of the Fishery Limits Act 1976(b) and section 22(1) of, and paragraph 38 of Schedule 1 to, the Sea Fisheries Act 1968(c)) and of all other powers enabling them in that behalf, hereby make the following order:—

Citation and commencement

1. This order may be cited as the Sea Fishing (Specified Foreign Boats) Licensing Order 1977 and shall come into operation on 10th February 1977.

Interpretation

2.—(1) In this order—

"British fishery limits" means the fishery limits set by or under the Fishery Limits Act 1976;

"the specified area" means the area within British fishery limits but outside the fishery limits of the British Islands set by the Fishery Limits Act 1964(d).

(2) The Interpretation Act 1889(e) shall apply to the interpretation of this order as it applies to the interpretation of an Act of Parliament.

Prohibition of fishing without a licence

3. During the period 10th February 1977 to 31st March 1977, both dates inclusive, fishing by fishing boats registered in any of the countries set out in the Schedule to this order for sea fish in the specified area is hereby prohibited unless such fishing is authorised by a licence granted by one of the Ministers.

(a) 1967 c. 84.
(b) 1976 c. 86.
(c) 1968 c. 77.
(d) 1964 c. 72.
(e) 1889 c. 63.

Enforcement

4. For the purpose of the enforcement of this order, there are hereby conferred on every British sea-fishery officer the powers of a British sea-fishery officer under section 8(2) to (4) of the Sea Fisheries Act 1968.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 8th February 1977.

(L.S.)

John Silkin,
Minister of Agriculture, Fisheries and Food.

8th February 1977.

Bruce Millan,
Secretary of State for Scotland.

9th February 1977.

Roy Mason,
Secretary of State for Northern Ireland.

SCHEDULE Article 3

Countries

German Democratic Republic
Poland
Union of Soviet Socialist Republics

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This Order prohibits fishing by fishing boats registered in any of the countries referred to in the Council Regulation (EEC) No. 194/77 of 28th January 1977 (OJ No. L25, 29-1-1977, p. 46) and mentioned in the Schedule to the order during 10th February to 31st March 1977, both dates inclusive, for sea fish in British fishery limits excluding the fishery limits of the British Islands set out by the Fishery Limits Act 1964 unless authorised by a licence granted by one of the fisheries Ministers. (The fishery limits of the British Islands set by the Fishery Limits Act 1964 extended to 12 miles from the baselines from which the breadth of the territorial sea is measured except where a median line was provided between France on the one hand and England and the Channel Islands respectively on the other. The area within those limits is not designated in relation to the above mentioned countries and the fishing boats of those countries are, therefore, prohibited from fishing in that area under section 2 of the Fishery Limits Act 1976).

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