STATUTORY INSTRUMENTS

1980 No. 333

SEA FISHERIES

BOATS AND METHODS OF FISHING

The Sea Fishing (Specified Western Waters) Licensing Order 1980

Made - - -	*6th March* 1980
Laid before Parliament	*17th March* 1980
Coming into Operation	*7th April* 1980

The Minister of Agriculture, Fisheries and Food, the Secretaries of State respectively concerned with the sea fishing industry in Scotland and Northern Ireland and the Secretary of State for Wales, acting jointly, in exercise of the powers conferred by sections 4 and 15 of the Sea Fish (Conservation) Act 1967(**a**) and now vested in them(**b**) and of all their other enabling powers, hereby make the following order:—

Citation and commencement

1. This order may be cited as the Sea Fishing (Specified Western Waters) Licensing Order 1980 and shall come into operation on 7th April 1980.

Interpretation

2. In this order—

"ICES area VII" means that statistical area of the International Council for the Exploration of the Sea(**c**) described in Schedule 1 to this order, but excluding any part of that area which is within 12 miles of the baselines from which the breadth of the territorial sea adjacent to the Isle of Man and any of the Channel Islands respectively is measured and does not extend beyond a line every point of which is equidistant from the nearest points of such baselines and the corresponding baselines of the United Kingdom and France respectively;

"length" means the length by reference to which the tonnage of a British fishing boat is calculated for the purposes of registration under Part IV of the Merchant Shipping Act 1894(**d**);

"mile" means a nautical mile of 1,852 metres;

"specified sea fish" means the descriptions of sea fish set out in Schedule 2 to this order.

(**a**) 1967 c. 84, sections 4 and 15 were amended by the Fishery Limits Act 1976 (c. 86), sections 3 and 9(1) and Schedule 2, paragraph 16(1) and (3), and section 15 was also amended by the Sea Fisheries Act 1968 (c. 77), section 22(1) and Schedule 1, paragraph 38.
(**b**) By article 2(3) of the Transfer of Functions (Wales) (No. 1) Order 1978 (S.I. 1978/272).
(**c**) Cmnd. 2586. (**d**) 1894 c. 60.

Prohibition of fishing without a licence

3.—(1) Subject to paragraph (2) below, fishing by British fishing boats registered in the United Kingdom for any of the specified sea fish in ICES area VII is prohibited unless such fishing is authorised by a licence granted by one of the Ministers.

(2) There is hereby excepted from the prohibition imposed by paragraph (1) above fishing by any British fishing boat whose length is less than 40 feet.

Enforcement

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

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 22nd February 1980.

(L.S.)

Peter Walker,
Minister of Agriculture, Fisheries and Food

26th February 1980.

George Younger,
Secretary of State for Scotland

6th March 1980.

Humphrey Atkins,
Secretary of State for Northern Ireland

3rd March 1980.

Nicholas Edwards,
Secretary of State for Wales

(**a**) 1968 (c. 77), subsection (4) is amended by the Fishery Limits Act 1976, sections 2(8), 9(1) and Schedule 2, paragraph 17(1).

Article 2

SCHEDULE 1

ICES AREA VII

The waters bounded by a line beginning at a point on the west coast of the Republic of Ireland in 54° 30′ north latitude; thence due west to 18° 00′ west longitude; thence due south to 48° 00′ north latitude; thence due east to the coast of France; thence in a northerly and north-easterly direction along the coast of France to a point in 51° 00′ north latitude; thence due west to the south-east coast of England; thence in a westerly and northerly direction along the coasts of England, Wales and Scotland to a point on the west coast of Scotland in 55° 00′ north latitude; thence due west to the coast of Northern Ireland; thence in a northerly and westerly direction along the coasts of Northern Ireland and the Republic of Ireland to the point of beginning.

Article 2

SCHEDULE 2

SPECIFIED SEA FISH

Cod	(Gadus Morhua)
Haddock	(Melanogrammus Aeglefinus)
Whiting	(Merlangius Merlangus)
Plaice	(Pleuronectes Platessa)
Sole	(Solea Solea)

EXPLANATORY NOTE

(This Note is not part of the Order.)

This order prohibits fishing for cod, haddock, whiting, plaice and sole in ICES area VII (except any part of that area which is within the fishery limits of the Isle of Man and the Channel Islands respectively) by British fishing boats registered in the United Kingdom, unless such fishing is authorised by a licence granted by one of the fisheries Ministers. There is excepted from this prohibition fishing by British fishing boats whose length is less than 40 feet.