1972. No. 168 **[C]**

FOYLE FISHERIES

Foyle Area (Suspension of Fishing) Regulations, 1972

REGULATIONS, DATED 16TH MAY 1972, MADE BY THE FOYLE FISHERIES COMMISSION WITH THE APPROVAL OF THE MINISTER FOR AGRICULTURE AND FISHERIES IN THE IRISH REPUBLIC UNDER SECTION 13 OF THE FOYLE FISHERIES ACT 1952 AND OF THE MINISTRY OF AGRICULTURE FOR NORTHERN IRELAND UNDER SECTION 13 OF THE FOYLE FISHERIES ACT (NORTHERN IRELAND) 1952.

The Foyle Fisheries Commission hereinafter referred to as the "Commission" in exercise of its powers under Section 13 of the Foyle Fisheries Act 1952 and Section 13 of the Foyle Fisheries Act (Northern Ireland) 1952(a), hereby makes the following Regulations:—

1. These Regulations may be cited as the Foyle Area (Suspension of Fishing) Regulations 1972 and shall come into force on the 1st day of June 1972.

2. Subject to Article 4 of these Regulations netting shall be suspended for a single period of 48 hours outside the weekly close time after 10th July in any calendar year if

(1) after 10th July in that year the water level on the River Mourne rises above a reading of 20 inches on the Commission's river gauge situated immediately upstream of Sion Mills Weir and

(2) the Commission has not counted 600 or more salmon other than sea trout passing over Sion Mills Weir between 1st June and 10th July in that year.

3. Subject to Articles 4 and 5 of these Regulations netting shall be suspended for the remainder of the season in any calendar year if by 31st July in that year the Commission has not counted one thousand or more salmon other than sea trout passing over Sion Mills Weir.

4. The Commission may terminate (by notice) a period of suspension under Article 3 of these Regulations if by 15th August in that calendar year the Commission has counted 2,500 salmon other than sea trout crossing Sion Mills Weir.

5. The Commission shall by publishing and by advertising in one or more newspapers circulating in the Foyle Area give not less than 24 hours notice of the time on which any period of suspension in accordance with these Regulations shall commence.

6. No person shall fish for salmon with rod and line in any part of the tidal waters of the River Foyle (namely the tidal portions of the Lough and River Foyle from the confluence of the Rivers Mourne and Finn to the defined mouth of the River Foyle) during any period when netting is suspended in accordance with these Regulations.

(a) 1952. c. 5.

7. No person shall use for the purpose of taking salmon any net in the tidal waters of the Foyle Area during any period when netting is suspended in accordance with these Regulations.

Given under the Official Seal of the Foyle Fisheries Commission this 16th day of May 1972.

(L.S.)

J. Power
Member of the Commission nominated by the Minister.

W. G. Malcolm
Member of the Commission nominated by the Ministry.

The Minister for Agriculture and Fisheries hereby approves of the foregoing regulations.

Sealed with the Official Seal of the Minister for Agriculture and Fisheries this 22nd day of May 1972.

(L.S.)

D. P. O'Sullivan
A person authorised by the Minister for Agriculture and Fisheries to authenticate the Official Seal of the Minister.

The Ministry of Agriculture hereby approves of the foregoing regulations.

Sealed with the Official Seal of the Ministry of Agriculture this 6th day of June 1972.

(L.S.)

H. S. Oliver
Assistant Secretary, Ministry of Agriculture for Northern Ireland.

EXPLANATORY NOTE

(This note is not part of the Regulations and does not purport to be a legal interpretation.)

These Regulations are designed to ensure that the escapement of fish into freshwater is augmented as necessary by suspensions of fishing.