1962 No. 1454 (S. 62)

SEA FISHERIES

The Sea Fisheries (Scotland) Byelaw (No. 67) 1962

Made - - - -	*7th May* 1962
Coming into Operation	*6th July* 1962

The Secretary of State in exercise of the powers conferred on him 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 him in that behalf hereby makes the following Byelaw:—

1.—(1) This Byelaw may be cited as the Sea Fisheries (Scotland) Byelaw (No. 67). 1962.

(2) This Byelaw shall come into force on the date of its confirmation by the Secretary of State and shall remain in force for a period of three years unless it is sooner revoked or altered.

(3) Article 2 of the Sea Fisheries (Scotland) Byelaw (No. 55) 1958(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 to use the method of fishing known as 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—

(1) the boat from which the trawl is used shall not exceed 55 feet in length overall;

(2) the otter boards used in operating the trawl shall not exceed two in number and shall be made of wood; they shall be not more than one inch in thickness and fifteen square feet in area, including an iron keel or shoe not bigger than one inch wide by three inches in depth and no artifice shall be used for the purpose of evading the restrictions on the type and size of boards imposed by this Byelaw;

(3) no boat carrying otter boards constructed otherwise than above or exceeding the above dimensions shall use a trawl or other net within the permitted area;

(a) 48 & 49 Vict. c. 70. (b) 52 & 53 Vict. c. 23. (c) S.I. 1958/1646 (1958 II, p. 2130).

(4) no landing at the termination of a voyage by a boat which has been engaged in such fishing at any time during the voyage within the permitted area shall contain more than twenty-five per cent. by weight of fish other than Norway lobsters.

Made by the Secretary of State this seventh day of May 1962.

A. J. Aglen,
Fisheries Secretary.

Confirmed by the Secretary of State this sixth day of July 1962.

A. J. Aglen,
Fisheries Secretary.

St Andrew's House,
Edinburgh, 1.

EXPLANATORY NOTE

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

This Byelaw permits, on certain conditions, the use of a trawl net for the capture of Norway lobsters in certain waters in the Firth of Forth.

Under sections 3 and 8 of the Sea-Fishing Industry Act 1933, as amended by section 38 of the Sea Fish Industry Act 1938; section 1 of the White Fish and Herring Industries Act 1948; and section 5 of the Sea Fish Industry Act 1959, the mesh of net to be used is the standard laid down by the Order for the time being in force under the above Acts.