STATUTORY INSTRUMENTS

1980 No. 334

SEA FISHERIES

BOATS AND METHODS OF FISHING

The Sea Fishing (Specified Western Waters) (Isle of Man) 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)** (as extended to the Isle of Man by the Sea Fish (Conservation) (Isle of Man) Order 1977**(b)** and the Sea Fish (Conservation) (Isle of Man) Order 1973**(c)** as varied by the first mentioned order) and now vested in them**(d)** 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) (Isle of Man) Licensing Order 1980 and shall come into operation on 7th April 1980.

Interpretation

2. In this order—

"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**(e)**;

"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.

Prohibition of fishing without a licence

3.—(1) Subject to paragraph (2) below, fishing by British fishing boats for any of the specified sea fish in the area described in Schedule 1 of this order is prohibited unless such fishing is authorised by a licence granted by the Isle of Man Board of Agriculture and Fisheries.

(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.

(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) S.I. 1977/1244. **(c)** S.I. 1973/237.

(d) By article 2(3) of the Transfer of Functions (Wales) (No. 1) Order 1978 (S.I. 1978/272).

(e) 1894 c. 60.

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.

SCHEDULE 1

Article 3

The area within 12 miles of the baselines from which the breadth of the territorial sea adjacent to the Isle of Man is measured but not extending 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 excluding the territorial waters around the Isle of Man.

SCHEDULE 2

Article 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 within the fishery limits of the Isle of Man, but outside its territorial waters, by British fishing boats, unless such fishing is authorised by a licence granted by the Isle of Man Board of Agriculture and Fisheries. There is excepted from this prohibition fishing by British fishing boats whose length is less than 40 feet.

(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).