
STATUTORY INSTRUMENTS

1976 No. 2245

RIVER, ENGLAND AND WALES

SALMON AND FRESHWATER FISHERIES

The Northumbrian Water Authority ("T" Nets) Order 1976

Made 12th October 1976

Coming into Operation 14th December 1976

The Minister of Agriculture, Fisheries and Food in exercise of the powers conferred on him by section 28(3), (5) and (6) of the Salmon and Freshwater Fisheries Act 1975(a) and of all other powers enabling him in that behalf, and on the application of the Northumbrian Water Authority, hereby makes the following Order:—

Citation and commencement

1. This Order which may be cited as the Northumbrian Water Authority ("T" Nets) Order 1976 shall, unless subject to special Parliamentary procedure, come into operation on the date of its confirmation by the Minister of Agriculture, Fisheries and Food.

Interpretation

2.—(1) In this Order—

"the Act" means the Salmon and Freshwater Fisheries Act 1975;

"water authority area" means the area as respects which the Northumbrian Water Authority are for the time being to exercise their fisheries functions.

(2) The Interpretation Act 1889(b) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament and as if this Order and the Orders hereby revoked were Acts of Parliament.

Use of "T" nets

3. Notwithstanding section 6 or any other provision of the Act which limits or prohibits the working of fixed engines it shall be lawful, subject to the provisions of any byelaws for the time being in force, to use a net of the kind described in the Schedule to this Order for taking salmon and migratory trout in those tidal waters and parts of the sea adjoining the coast between Goswick Sands and Souter Point which are included in the water authority area:

Provided that no net of the kind so described shall be "outrigged", that is to say set out on the seaward side of, and in a line with, any other such net:

And provided that any net of the kind described in the Schedule to this Order when used in the berth adjacent to Blyth West Pier shall be set in such a way that an unobstructed gap of not less than five and a half metres is maintained between the said pier and the inshore end of the net.

(a) 1975 c. 51.

(b) 1889 c. 63.

Revocation of previous Orders

4. The Northumbrian River Authority Area (Fisheries) Order 1968(a) and the Northumbrian River Authority ("T" Nets) Order 1971(b) are hereby revoked.

Duration of Order

5. This Order shall cease to have effect at the expiration of a period of ten years from the date on which it comes into operation.

IN WITNESS whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 12th October 1976.

(L.S.)

(Sgd) *W. R. Small.*

Assistant Secretary.

CONFIRMED by the Minister of Agriculture, Fisheries and Food

IN WITNESS whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 14th December 1976.

(L.S.)

(Sgd) *W. R. Small,*
Assistant Secretary.

SCHEDULE

Any net having one or more bags, pockets or monks, a headpiece not exceeding 92 metres in length and a tailpiece not exceeding 230 metres in length, which when shot from a fishing coble in the form of a letter 'T' is suspended in the water by means of floats and is or is intended to be maintained stationary by anchors or weights.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, made under the Salmon and Freshwater Fisheries Act 1975 (which does not apply to the waters of the River Tweed as defined by the Tweed Fisheries (Amendment) Act 1859 and any byelaw amending that definition), supersedes the Northumbrian River Authority Area (Fisheries) Order 1968 and the Northumbrian River Authority ("T" Nets) Order 1971 modifying section 6 of the Salmon and Freshwater Fisheries Act 1975, so as to permit, in an extended area, for a period of ten years, subject to any byelaw which may be applicable, the use for fishing for salmon and migratory trout of nets described in the Schedule to the Order, and known as 'T' nets.