

1976 No. 2231 (S. 183)

SEA FISHERIES

The Sea Fisheries (Scotland) Byelaw (No. 87) 1976

Made - - - 19th November 1976

Coming into Operation 29th December 1976

The Secretary of State in exercise of the powers conferred by section 4 of the Sea Fisheries (Scotland) Amendment Act 1885(a) and now vested in him by section 1(1) of the Reorganisation of Offices (Scotland) Act 1939(b) and of all other powers enabling him in that behalf, hereby makes the following Byelaw:

Citation, commencement and interpretation

1.—(1) This Byelaw may be cited as the Sea Fisheries (Scotland) Byelaw (No. 87) 1976.

(2) This Byelaw shall come into operation on the date of its confirmation by the Secretary of State.

(3) The Interpretation Act 1889(c) shall apply for the interpretation of this Byelaw as it applies for the interpretation of an Act of Parliament.

Prohibition of Methods of fishing for herring in Firth of Clyde

2. Except as hereinafter provided it shall not be lawful for any person to use for the purpose of catching herring any of the following methods of fishing, namely—

beam trawling; otter trawling; pair trawling; drift netting; ring netting; trammel netting; purse seining; seining;

within that area of the sea lying inside a line drawn from Corsewall Point in Dumfries and Galloway Region to the Mull of Kintyre in Strathclyde Region during the whole or any part of the period from 1st January to 31st March 1977, both dates inclusive; and where any of the said methods of fishing is used for the purpose of catching sea fish other than herring within the said area during the whole or any part of the said period, any herring taken in such fishing shall be returned to the sea immediately after each haul of the net is completed.

(a) 1885 c. 70.

(b) 1939 c. 20.

(c) 1889 c. 63.

Provided that nothing in this Byelaw shall apply in relation to the use within the said area for the purpose of catching herring of (1) any of the said methods of fishing, by a person in the service of the Secretary of State or (2) any method of fishing used for the purpose of scientific investigation and specified in a written authority granted by the Secretary of State, by the person thereby authorised.

Given under the seal of the Secretary of State on 19th November 1976.

Eric Gillett,
Fisheries Secretary.

Confirmed under the seal of the Secretary of State on 29th December 1976.

J. Cormack,
Fisheries Secretary.

Department of Agriculture and
Fisheries for Scotland,
Chesser House,
Edinburgh.

EXPLANATORY NOTE

(This Note is not part of the Byelaw.)

This Byelaw prohibits specified methods of fishing for herring in the Firth of Clyde during the period 1st January to 31st March 1977. Operations authorised by the Secretary of State are excepted.

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