

ORIGINAL EKSEMPLAR
UDENRIGSMINISTERIET
DEPARTEMENTET FOR UDENRIGSØKONOMI
Markedsafdelingen

~~Markedsudvalg~~ bil. 60

Folketingssekretariatet.

30 DEC. 1976

STORMGADE 10
1470 KØBENHAVN K.
TELEFON. (01) 12 28 25

60x1 BILAG M.1. NR 400.C.2-0
(BEDES ANFØRT VED BESVARELSE)

DATE 30. december 1976

./.

Til fordeling blandt medlemmerne af folketingets
markedsudvalg og disses stedfortrædere fremsendes
hoslagt i 60 eksemplarer tre dokumenter vedrørende
fiskerispørgsmål.

P.M.V.
E.B.


BØRGE MELANDER

UDENRIGSMINISTERIET
DEPARTEMENTET FOR UDENRIGSØKONOMI
Markedsafdelingen

Til medlemmerne af folketingets
markedsudvalg og disses
stedfortrædere

STORMGADE 10
1470 KØBENHAVN K.
TELEFON: (01) 12 48 25

div. BILAG M.1 NR 400.C.2-0
(BEDES ANFØRT VED BESVARELSE)

DATO 30. december 1976

Under henvisning til drøftelserne på udvalgets møde den 17. december 1976 fremsendes hoslagt til medlemmernes underretning følgende dokumenter vedrørende fiskerispørgsmål:

- ./.
1. Rådets erklæring af 20. december 1976 vedrørende fiskeriet i januar 1977.
- ./.
2. En af ambassaden i Moskva foretaget oversættelse af teksten til Den øverste Sovjets beslutning af 10. december 1976 om at udvide fiskerigrænserne til 200 sømil.
- ./.
3. Forslag til britisk lov vedrørende udvidelse af fiskerigrænserne. Forslaget er med mindre og ubetydelige ændringer blevet vedtaget den 22. december 1976.

Per Wiggen

RÅDETS ERKLÆRING

vedrørende fiskeriet i januar 1977

Rådet er enig om, at fangster i januar 1977, der ikke overstiger fangsterne i januar 1976, skal modregnes i kvoter, som skal fastsættes for interimperioden, og alle medlemsstater registrerer disse fangster i overensstemmelse med den procedure, der er fastsat i artikel 5 i udkastet til den midlertidige ordning. På denne måde opnås, at Fællesskabets fiskeriflåde pålægges begrænsninger, og i betragtning af de afgørelser, der er truffet for så vidt angår tredjelande, vil der allerede ske en betydelig nedskæring af det samlede fiskeri i Fællesskabets farvande.

Der går endvidere ud fra, at de nuværende bevarende foranstaltninger vil forblive uændret i denne korte standstill-periode, hvor disse begrænsninger stadig er i kraft, og medlemsstaterne vil ikke træffe yderligere bevarende foranstaltninger.

Rådet har til hensigt at nå til enighed om de midlertidige foranstaltninger til bevarelse og forvaltning af fiskeressourcerne i denne periode.

N o t i t s

Folketingets Markedsudvalg:
Udvidelse af det sovjetiske
fiskeriterritorium.

Teksten til den øverste Sovjets forordning af 10.12.1976 om udvidelse af den sovjetiske fiskerigrænse i ambassaden i Moskvas oversættelse:

Forordning fra den øverste Sovjets præsidium.

Om midlertidige forholdsregler til bevarelse af levende ressourcer og til regulering af fiskeriet i de havområder, som grænser op til USSR's kyster.

Den øverste Sovjets præsidium bemærker, at et stadigt større antal stater, herunder også nabostater til USSR, i den sidste tid fastsætter økonomiske zoner og fiskerizoner ved deres kyster med en bredde indtil 200 sømil, uden at afvente afslutningen af den internationale konvention, som den 3. FN-havretskonference har udarbejdet.

Sovjetunionen vil også i fremtiden gå ind for en regulering på internationalt grundlag af aktuelle problemer vedrørende retsordenen på verdenshavet og for indgåelse af en konvention med henblik herpå, i hvilket disse problemer, og især spørgsmålene om udnyttelse af de levende ressourcer i de til kysterne grænsende havområder, blev løst under ét, i indbyrdes sammenhæng og under hensyntagen til alle staters legitime interesser.

Ud fra den betragtning, at det inden indgåelsen af en sådan konvention er nødvendigt uden opsættelse at tage forholdsregler til forsvar af den sovjetiske stats interesser med hensyn til bevarelse, reproduktion samt optimal udnyttelse af de levende ressourcer i de havområder, som grænser til USSR, bestemmer den øverste Sovjets præsidium:

1. I de havområder, som grænser til USSR's kyst, indføres i en afstand af 200 sømil, regnet fra de samme basislinier, som gælder for USSR's territorialfarvand, i overensstemmelse med bestemmelserne i nærværende forordning, midlertidige forholdsregler til bevarelse af de levende ressourcer og til regulering af fiskeriet.

Fastsættelsen af disse midlertidige forholdsregler berører ikke det for USSR's territorialfarvand gældende.

2. USSR udøver i de havområder, som er fastsat i nærværende forordnings første artikel, suveræne rettigheder overfor fiskeressourcer og andre levende ressourcer med hensyn til deres udforskning, forarbejdning og bevarelse. USSR's rettigheder udstrækker sig også til fiskearter, der vandrer igennem, inden for disse arters migrationsområder, med undtagelse af perioder, hvor de eventuelt befinder sig inden for andre staters af USSR anerkendte territorialfarvande, økonomiske zoner eller fiskerizoner.

3. Fangst af fisk og andre levende ressourcer og ligeledes udforskning og andre operationer, forbundet med denne fangst fremover kaldet "fiskeri", må af fremmede juridiske og fysiske personer kun foretages indenfor de i artikel 1 nævnte grænser på grundlag af overenskomster eller anden aftale mellem USSR og den pågældende stat.

4. Den optimale udnyttelse af fiskeressourcer og andre levende ressourcer, indenfor de i artikel 1 fastsatte områder vil blive gennemført på grundlag af relevant videnskabelige oplysninger og i påkommende tilfælde med hensyntagen til kompetente internationale organisationers anbefalinger.

Med dette formål fastsættes bl.a.:

- a) en generel årlig kvote for hver fiskeart og andre levende ressourcer.
- b) den del af den årlige kvote for fisk eller andre levende ressourcer, som kan udnyttes af udenlandske fiskefartøjer, hvis omfanget af den generelt tilladte fangst af en eller anden art fangst overstiger den sovjetiske fiskefangst-kapacitet.
- c) Forholdsregler til sikring af en rationel gennemførelse af fiskeriet og til bevarelse og reproduktion af de levende ressourcer.

5. Under iagttagelse af bestemmelserne i artiklerne 2, 3 og 4 i nærværende forordning kan der for fremmede stater fastsættes fangstkvoter og i overensstemmelse med disse kvoter vil der blive givet udenlandske fiskefartøjer tilladelser til fiskeri, uden hvilke fiskeri ikke tillades.

6. Betingelserne og fristerne for indførelse af de midlertidige forholdsregler til bevarelse af de levende ressourcer og til regulering af fiskeriet, indenfor de konkrete havområder, som grænser op til USSR's kyst, og fastsættelse af forholdsregler til kontrol af overholdelsen af nærværende forordnings bestemmelser samt anvendelsen af artiklerne 2,3,4 og 5 fastsættes af USSR's ministerråd.

7. Ved brud på denne forordnings bestemmelser eller på regler, der gives til opfyldelse af denne, underkastes de skyldige personer bødestraf. Størrelsen af bøden, som pålægges administrativt, fastsættes op til 10.000 rubler. Hvis det omtalte brud tilføjede væsentlig skade eller fik andre alvorlige følger eller ved gentagelsestilfælde, vil

de ansvarlige blive draget til ansvar overfor domstolene. Bøden, som bliver idømt ved domstolen, kan andrage op til 100.000 rubler.

Retten kan efter påstand fra de organer, som gennemfører beskyttelsen af fiskeressourcerne og de andre levende ressourcer i de områder, der er fastsat i nærværende forordnings artikel 1, konfiskere fartøjet, de fangstredskaber og -instrumenter, der anvendtes af overtræderne samt det ulovlige fangstudbytte.

I tilfælde af arrest eller tilbageholdelse af et udenlandsk fartøj underretter de relevante sovjetiske kompetente organer ufortøvet flagstaten om de trufne forholdsregler og om de påfølgende forholdsregler med hensyn til straf. Det tilbageholdte fartøj og dets besætning vil ufortøvet blive frigivet efter indbetaling af den fastsatte kaution eller anden form for sikkerhed.

8. Bestemmelserne i nærværende forordning vil forblive i kraft fremover indtil en under hensyntagen til arbejdet på FN's 3. havretskonference vedtagen anden sovjetisk lovgivningsakt, som fastsætter ordenen for de havområder, der er nævnt i nærværende forordnings artikel 1.

Formand for USSR's øverste sovjets præsidium N. Podgorny
sekretær for USSR's øverste sovjets præsidium M. Georgadze.

Moskva, Kreml, 10. december 1976.

Fishery Limits

DRAFT
OF A
B I L L
TO

Extend British fishery limits and confer further powers to regulate sea-fishing. A.D. 1976

BE IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

5 1.—(1) British fishery limits, for the purposes of any enactment for the time being in force relating to sea-fishing or whaling, are— British fishery limits.

10 (a) two hundred miles from the baselines from which the breadth of the territorial sea adjacent to the United Kingdom, the Channel Islands and the Isle of Man is measured; or

(b) where nearer, the median line defined below; or

(c) such other line nearer than two hundred miles as may be specified by Her Majesty by Order in Council.

15 (2) The median line is a line every point of which is equidistant from the nearest points on—

20 (a) on the one hand, the baselines from which the breadth of the territorial sea adjacent to any part of the United Kingdom, the Channel Islands or the Isle of Man is measured; and

(b) on the other hand, the corresponding baselines of France, Belgium, the Netherlands, the Federal Republic of Germany, Denmark, Norway, the Faroe Islands or the Republic of Ireland.

25 (3) Orders, byelaws and other instruments under any enactment relating to sea-fishing or whaling which are in force

1964 c. 72.

immediately before the commencement of this section and apply to waters within the fishery limits of the British Islands as defined by the Fishery Limits Act 1964 or within "the exclusive fishery limits" or "the outer belt" defined by that Act, shall continue to apply to those waters.

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This saving does not prejudice the making of orders, byelaws and other instruments varying or replacing those referred to above and applying to waters within the British fishery limits set by this section.

Fishing permitted within British fishery limits.

2.—(1) For the purpose of giving effect to any convention, agreement or arrangement about sea-fishing by foreign fishing boats within British fishery limits, the Ministers may by order designate any country outside the United Kingdom, the Channel Islands and the Isle of Man and, in relation to it, any area within those limits and any descriptions of sea fish for which fishing boats registered in that country may fish.

(2) An order under subsection (1) shall be made by statutory instrument and may be varied or revoked by a subsequent order so made.

1964 c. 72.

(3) An order under section 1(3) of the Fishery Limits Act 1964 designating a country and designating in relation to it areas of sea and descriptions of fish shall, subject to section 1(3) of this Act, continue to have effect as if made under this section and may be varied or revoked accordingly.

Licensing of fishing boats. 1967 c. 84.

3. The following section is substituted for section 4 of the Sea Fish (Conservation) Act 1967—

"Licensing of fishing boats.

4.—(1) The Ministers may by order provide—

(a) that in any specified area within British fishery limits fishing by fishing boats (whether British or foreign) is prohibited unless authorised by a licence granted by one of the Ministers;

(b) that in any specified area outside those limits fishing by British fishing boats is prohibited unless so authorised.

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(2) Such an order may provide for exceptions from the general prohibition and may apply to fishing generally in the specified area or to fishing for fish of a specified description, by a specified method or during a specified season of the year or other specified period.

(3) Where any fishing boat is used in contravention of any prohibition imposed by an order under

this section, the master, the owner and the charterer (if any) are each guilty of an offence under this subsection.

5 (4) An order under this section, if made with the consent of the Treasury given for the purposes of this subsection, may authorise the making of a charge for a licence under this section.

10 Such an order shall specify a maximum charge and may specify different maxima in relation to different classes of licence.

(5) A licence under this section—

(a) may be unlimited in duration or have effect only for periods, times or particular voyages specified in the licence; and

15 (b) may be varied from time to time.

(6) A licence under this section may authorise fishing either unconditionally or subject to such conditions as appear to the Minister granting the licence to be necessary or expedient for the regulation of sea-fishing, and in particular a licence may contain conditions as to—

(a) the descriptions and quantities of fish to be taken;

25 X (b) the method of sea fishing;

(c) the period and times during which boats may fish;

(d) the landing of fish (including specifying the ports at which the fish is to be landed); or

30 (e) the use to which the fish taken may be put, and conditions may relate to the whole or part of the area specified in the order and different conditions may be imposed in respect of different parts of that area.

35 (7) The Minister granting a licence under this section may require the master, the owner or the charterer (if any) of any fishing boat used for fishing under the authority of the licence to provide him with such statistical information as he may direct, and a person who fails to comply with such a requirement is guilty of an offence under this subsection.

40 (8) The licensing powers conferred by this section may be exercised so as to limit the number of

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fishing boats, or of any class of fishing boats, engaged in fishing in any area, or in fishing in any area for any description of fish, to such extent as appears to the Ministers necessary or expedient for the regulation of sea fishing.

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(9) Nothing in this section affects—

(a) section 6 of the Sea Fisheries Act 1968 (restrictions on foreign fishing boats fishing within British fishery limits); or

(b) section 5 of this Act (powers to restrict fishing for sea-fish).

but if the powers under section 5 are exercised so as to prohibit fishing which would otherwise be permitted under the authority of a licence under this section the Minister who granted the licence may, if he considers it appropriate in all the circumstances of the case, refund in whole or in part any charge made for the licence.

(10) The Ministers may make arrangements for any of their licensing powers under this section to be exercised on their behalf by [the White Fish Authority or the Herring Industry Board].

(11) In this section "British fishing boat" means a fishing boat which is registered in the United Kingdom or is British-owned, and "foreign fishing boat" means a fishing boat which is not so registered or owned.

cf. (a) & (b) - regulate

X

Extension of power to regulate conduct of fishing operations. 1968 c. 77.

4.—(1) In section 5 of the Sea Fisheries Act 1968 (regulation of conduct of fishing operations), in subsection (1) for the words "for the purpose of giving effect to any convention for the time being in force between Her Majesty's Government in the United Kingdom and the government of any other country" there shall be substituted the words "whenever it appears to them necessary or expedient".

(2) In subsection (2) of that section, in paragraph (a) (British fishing boats) for the words "anywhere within the convention area to which the order relates" there shall be substituted the words "wherever they may be".

(3) In subsection (2) of that section, in paragraph (b) (foreign fishing boats) for the words "waters which are within both the fishery limits of the British Islands and that convention area" there shall be substituted the words "waters within British fishery limits".

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5.—(1) In this Act—

“ Interpretation,
amendments
and repeals.

“enactment” includes an enactment of the Parliament of Northern Ireland and a Measure of the Northern Ireland Assembly;

5 “fishing boat” means any vessel for the time being employed in fishing operations or any operations ancillary thereto;

10 “foreign fishing boat” means a fishing boat which, is neither registered in the United Kingdom, the Channel Islands or the Isle of Man nor exempted from registration by regulations under section 373 of the Merchant Shipping Act 1894;

“miles” means nautical miles;

15 “the Ministers” means the Minister of Agriculture, Fisheries and Food and the Secretaries of State concerned with sea-fishing in Scotland and Northern Ireland respectively;

“sea fish” includes shellfish, salmon and migratory trout, and “sea-fishing” has a corresponding meaning.

20 (2) In consequence of the provisions of this Act the enactments mentioned in Schedule 1 to this Act are amended as there provided, and the enactments mentioned in Schedule 2 to this Act are repealed to the extent there specified.

6.—(1) This Act may be cited as the Fishery Limits Act 1976.

Citation,
commence-
ment and
extent.

25 (2) This Act comes into operation on such day as the Ministers may appoint by order made by statutory instrument, and different days may be appointed for different purposes and for different provisions of the Act.

(3) This Act extends to Northern Ireland.

SCHEDULES

SCHEDULE 1

CONSEQUENTIAL AMENDMENTS

- Herring Fisheries (Scotland) Act 1860 (c. 92)*
- Section 5. 1. In section 2 of the Herring Fisheries (Scotland) Act 1860 (definition of "the coasts of Scotland") for the words "the fishery limits of the British Islands" substitute the words "British fishery limits". 5
- Herring Fisheries (Scotland) Act 1867 (c. 52)*
2. In section 11 of the Herring Fishery (Scotland) Act 1867 (definition of "the coasts of Scotland") for the words "the fishery limits of the British Islands" substitute the words "British fishery limits". 10
- Sea Fisheries Act 1868 (c. 45)*
3. In section 26 of the Sea Fisheries Act 1868 (fishing boats to have official papers on board)— 15
- (a) for the words "the exclusive fishery limits of the British Islands within the meaning of the Sea Fisheries Act 1968" substitute the words "waters adjacent to the United Kingdom, the Channel Islands or the Isle of Man, which are not more than six nautical miles from the baselines from which the breadth of the territorial sea is measured"; 20
- and
- (b) for the words "outside of those limits" substitute the words "outside such waters". 25
- Sea Fisheries (Clam and Bait Beds) Act 1881 (c. 11)*
4. In section 2 of the Sea Fisheries (Clam and Bait Beds) Act 1881 (power to prohibit beam trawling where injurious to clam and bait beds) for the words "within the fishery limits of the British Islands" substitute the words "not more than six nautical miles from the baselines from which the breadth of the territorial sea is measured". 30
- Sea Fisheries Act 1883 (c. 22)*
5. In the Sea Fisheries Act 1883 (enforcement of certain fishery conventions), in sections 4, 5, 12, 18, 25 and 31, for the words "the fishery limits of the British Islands" substitute the words "British fishery limits". 35
- Sea Fisheries (Scotland) Act 1885 (c. 70)*
6. In section 4 of the Sea Fisheries (Scotland) Act 1885 (power to prohibit trawling in certain areas) for the words "the fishery limits of the British Islands" substitute the words "British fishery limits". 40

Fisheries Act 1891 (c. 37)

Sec. 1

7. In section 4 of the Fisheries Act 1891 (liability for contravening Convention) for the words "the exclusive fishery limits of the British Islands" substitute the words "British fishery limits".

5 *Whale Fisheries (Scotland) Act 1907 (c. 41)*

8. In section 3(4) of the Whale Fisheries (Scotland) Act 1907 (prohibition on whaling in coastal waters) for the words "the fishery limits of the British Islands" substitute the words "British fishery limits".

10 *Cran Measures Act 1908 (c. 17)*

9. In section 11(1) of the Cran Measures Act 1908 (application of Act) for the words "and within the exclusive fishery limits of the British Islands" substitute the words "to a distance of six nautical miles measured from the baselines from which the 15 territorial sea is measured".

Whale Fisheries (Ireland) Act 1908 (c. 31)

10. In section 3(4) of the Whale Fisheries (Ireland) Act 1908 (prohibition on whaling in coastal waters) for the words "such part of the fishery limits of the British Islands as is mentioned in section 20 4(2) of the Fishery Limits Act 1964" substitute the words "waters within British fishery limits which are adjacent to Northern Ireland and are not nearer to any point on the coasts of Great Britain or the Isle of Man than to any point on the coasts of Northern Ireland".

25 *Whaling Industry (Regulation) Act 1934 (c. 49)*

11. In section 17(1) of the Whaling Industry (Regulation) Act 1934 (definition of "coastal waters") for the words "the fishery limits of the British Islands" substitute the words "British fishery limits".

30 *Salmon and Freshwater Fisheries (Protection) (Scotland) Act 1951 (c. 26)*

12. In section 4(a) of the Salmon and Freshwater Fisheries (Protection) (Scotland) Act 1951 (prohibition on use of explosives, etc. to 35 take or destroy fish) for the words "the fishery limits of the British Islands" substitute the words "[British fishery limits]".

Weights and Measures Act 1963 (c. 31)

13. In section 60 of the Weights and Measures Act 1963 (saving for cran measures) for the words "and within the exclusive fishery limits of the British Islands" substitute the words "to a distance 40 of six nautical miles measured from the baselines from which the breadth of the territorial sea is measured".

Sch. I

Fisheries Act (Northern Ireland) 1966 (c. 17) (N.I.)

14. In the Fisheries Act (Northern Ireland) 1966 for the words "such part of the fishery limits of the British Islands as is mentioned in section 4(2) of the Fishery Limits Act 1964" in each place where they occur, that is to say,—

- (a) in sections 16(1)(f) and 206(3) (power to define boundary of waters within Londonderry Area),
- (b) in section 125(1) (power to prohibit trawling in certain areas),
- (c) in section 126(b) landing or selling fish caught in contravention of byelaws about beam or otter trawling),
- (d) in section 206(1) (definition of "waters"), and
- (e) in Schedule 8 (repeals) in the third column of the entry relating to the Steam Trawling (Ireland) Act 1889,

substitute the words "waters within British fishery limits which are adjacent to Northern Ireland and are not nearer to any point on the coasts of Great Britain or the Isle of Man than to any point on the coasts of Northern Ireland".

Sea Fisheries (Shellfish) Act 1967 (c. 83)

15. In section 1(1) of the Sea Fisheries (Shellfish) Act 1967 (power to make orders as to fisheries for shellfish) for the words "so much of the exclusive fishery limits of the British Islands as is adjacent to Great Britain" substitute the words "waters adjacent to Great Britain to a distance of six nautical miles measured from the baselines from which the breadth of the territorial sea is measured".

Sea Fish (Conservation) Act 1967 (c. 84)

16.—(1) In sections 1(4), 3(2), 5(2) and (8) and 15(3) of the Sea Fish (Conservation) Act 1967, for the words "the fishery limits of the British Islands" substitute the words "British fishery limits".

(2) In section 11(2) and (3) of that Act (penalties) for the reference to an offence under section 4 of that Act substitute a reference to an offence under section 4(3).

(3) After paragraph (b) of section 11(2) of that Act insert the following paragraph—

"(bb) in the case of an offence under section 4(3), order that any licence under that section held by the person convicted be suspended for a specified period or be revoked ;".

(4) In section 15(2) of that Act (powers of seizure of sea-fishery officers) for paragraphs (b) and (c) substitute the following paragraphs—

"(b) any fish caught in contravention of a prohibition imposed by an order under section 4 or 5 of this Act, where the fish are on the fishing boat used in contravention of the prohibition or are in the ownership or custody, or under the control, of the owner or master or the charterer (if any) of the fishing boat ;

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(c) any net or other fishing gear used in contravention of a prohibition imposed by an order under the said section 4 or 5 ;”.

(5) In section 18 of that Act (enforcement of orders in relation to salmon and migratory trout) in subsection (1) for the words “section 4 of this Act, or any order under section 5 or 6 thereof” substitute the words “any order under section 4, 5 or 6 of this Act”.

(6) In the said section 18 in subsection (2) for the words “the said section 4, or any order under the said section 5 or 6,” substitute the words “any order under the said section 4, 5 or 6”.

(7) In section 23(1) of that Act (certain exceptions for waters adjacent to Northern Ireland)—

(a) for the words “Sections 4(9) and 5(2)” substitute the words “Section 5(2)” ; and

(b) for the words “such part of the fishery limits of the British Islands as is mentioned in section 4(2) of the Fishery Limits Act 1964” substitute the words “waters within British fishery limits which are adjacent to Northern Ireland and are not nearer to any point on the coasts of Great Britain or the Isle of Man than to any point on the coasts of Northern Ireland”.

Sea Fisheries Act 1968 (c. 77)

17.—(1) In sections 5(3), 6(4), 8(1), (4), (5) and (6), 9(1) and 10(2) and (3) of the Sea Fisheries Act 1968 for the words “the fishery limits of the British Islands” substitute the words “British fishery limits”.

(2) For section 6(1) to (3) of that Act (restriction on fishing within fishery limits) substitute the following subsections—

“(1) A foreign fishing boat not registered in a country for the time being designated under section 2 of the Fishery Limits Act 1976 shall not enter British fishery limits except for a purpose recognised by international law or by any convention for the time being in force between Her Majesty’s Government in the United Kingdom and the government of the country to which the boat belongs ; and any such boat which enters those limits for such a purpose—

(a) shall return outside the limits as soon as the purpose has been fulfilled ; and

(b) shall not fish or attempt to fish while within the limits.

(2) A foreign fishing boat registered in a country so designated shall not fish or attempt to fish within British fishery limits except in an area and for descriptions of fish for the time being designated in relation to that country.”.

(3) In section 19 of that Act, for subsection (2) substitute the following subsection—

“(2) References in this Act to British fishery limits do not, subject to any Order in Council under section 21 below, include waters within those limits which are adjacent to the Isle of Man or any of the Channel Islands.”.

SCH. 1

Sea Fish Industry Act 1970 (c. 11)

18.—(1) In section 49 of the Sea Fish Industry Act 1970 (white fish and herring subsidies), in subsections (2) and (3) for the words “the exclusive fishery limits” in the three places where they occur substitute the words “coastal waters”. 5

(2) In subsection (7) of that section, for the words from “the exclusive fishery limits” to the end substitute the words “coastal waters are to the waters adjacent to any part of the United Kingdom to a distance of six nautical miles measured from the baselines from which the breadth of the territorial sea is measured”. 10

(3) In section 51 of that Act (reimbursement of Isle of Man herring subsidies), in subsection (1) for the words “exclusive fishery limits” in the two places where they occur substitute the words “coastal waters”.

(4) For subsection (5) of that section substitute the following 15 subsection—

“(5) In this section ‘the coastal waters of the Isle of Man’ means the waters to a distance of six nautical miles measured from the baselines from which the breadth of the territorial sea adjacent to the Isle of Man is measured.”. 20

Water Act 1973 (c. 37)

19. In paragraph 4 of Schedule 2 to the Water Act 1973 (seaward boundary of water authority areas) for the words “in which Her Majesty’s subjects have the exclusive right of fishing” substitute the words “to a distance of six nautical miles measured from the 25 baselines from which the breadth of the territorial sea is measured”.

Salmon and Freshwater Fisheries Act 1975 (c. 51)

20. In section 5(1) of the Salmon and Freshwater Fisheries Act 1975 (prohibition on use of explosives, etc. to take or destroy fish) for the words “and within the exclusive fishery limits of the British 30 Islands” substitute the words “to a distance of six nautical miles measured from the baselines from which the breadth of the territorial sea is measured”.

Section 5.

SCHEDULE 2

ENACTMENTS REPEALED 35

Chapter	Short Title	Extent of Repeal
1964 c. 72.	The Fishery Limits Act 1964.	Section 1(1), (3) and (4). Section 3(1).
1968 c. 77.	The Sea Fisheries Act 1968.	In section 19(1), the definition of “the outer belt”. In Schedule 1, in paragraph 23, sub-paragraph (b). 40

RESTRICTED
Fishery Limits

DRAFT
OF A
BILL

To extend British fishery limits and confer further powers to regulate sea-fishing.]

CXXVI—C (2)

15th October, 1976

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