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STATUTORY RULES OF NORTHERN IRELAND

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**2003 No. 525**

**Fisheries Byelaws (Northern Ireland) 2003**

**PART III**

**APPEAL TO THE DEPARTMENT AGAINST THE REFUSAL OF  
THE BOARD TO ISSUE OR RESTORE A FISHING LICENCE**

**25.** Where the Board proposes to revoke a fishing licence or refuse to issue or renew a fishing licence, it shall give to the licence-holder or the person applying for issue or renewal of a fishing licence (in this Part referred to as “the applicant”) at least 14 days prior notice in writing of its intention so to do, and before revoking the fishing licence or refusing to issue or renew a fishing licence as aforesaid shall consider any representations in relation thereto made by or on behalf of the licence-holder or, as the case may be, the applicant before the expiration of the time specified in the notice.

**26.** Where the Board revokes a fishing licence or refuses to issue or renew a fishing licence, it shall serve on the person whose fishing licence has been revoked or (as the case may be) the applicant notice of the revocation or refusal to issue or renew the fishing licence, and shall inform such person of his right of appeal under this Part and of the time within which the appeal may be brought.

**27.** Where the Board revokes a fishing licence or refuses to issue or renew a fishing licence, the person to whom notice under Byelaw 26 has been given may appeal to the Department within 14 days from the date on which such notice is served on him.

**28.** An appeal under this Part shall be initiated by notice to be signed by the appellant or his agent and delivered or sent to the Department and the Board.

**29.** Where on an appeal under this Part, the Department reverses the Board’s decision, the Board shall forthwith issue to the appellant or renew the fishing licence in respect of which the application was made, or (as the case may be) restore the fishing licence which was revoked.

**30.—(1)** Byelaws 25 to 29 shall not apply where the licence-holder or applicant has, in consideration of compensation paid or payable by the Department, consented to the revocation of the licence or (as the case may be) undertaken not to make any further applications for a fishing licence of the class the issue or renewal of which has been applied for.

(2) Byelaws 25 to 29 shall not apply where, by virtue of Byelaw 17, the Board does not have the power to issue a drift net licence under Byelaws 14 to 16.

**31.** When a fishing licence has been revoked under these Byelaws the licence-holder shall within 14 days of receiving a request from the Board to do so, return the licence together with any copies thereof, to the Board.