

1966 No. 984

SEA FISHERIES

The Blakeney Harbour Mussel Fishery Order 1966

<u>Made</u>	5 th August	1966
<u>Laid before Parliament</u>	12 th August	1966
<u>Coming into Operation</u>	15 th August	1966

The Minister of Agriculture, Fisheries and Food in exercise of his powers under Part III of the Sea Fisheries Act 1868(a) as amended by section 23 of the Sea Fish Industry Act 1962(b) and of all other powers enabling him in that behalf(c), with the consent of the Crown Estate Commissioners hereby makes the following Order:-

1. This Order may be cited as the Blakeney Harbour Mussel Fishery Order 1966 and shall come into operation on 15th August 1966.

2. - (1) In this Order "the Minister" means the Minister of Agriculture, Fisheries and Food.

(2) The Interpretation Act 1889(d) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

3. - (1) There is hereby conferred upon The Blakeney Harbour Mussel Society Ltd. whose registered office is situate at 41a New Road, Blakeney in the County of Norfolk (hereinafter referred to as "the Grantee" which expression shall where the context so admits include the successors and assigns of the said Society) a right of several or exclusive mussel fishery over all those parts of the harbour of Blakeney in the County of Norfolk being parts of Simpool, Morston Strand and Scalp Run, containing altogether an area of 105 acres or thereabouts shown coloured pink on the definitive map sealed by the Minister for the purposes of this Order.

(2) In the event of any discrepancy between the foregoing description and the said map, then the latter shall prevail.

(a) 1868 c.45 (b) 1962 c.31 (c) For devolution of the Ministers powers, see Board of Agriculture and Fisheries Act 1903 (1903 c.31), Ministry of Agriculture, and Fisheries Act 1919 (1919 c.91) and S.I.1955/554 (1955 I, p.1200).
 (d) 1889 c.63.

4. Subject to the provisions of Article 5 the limits of the area to which this Order applies shall be marked out and kept marked out by the Grantee in such manner as the Minister may from time to time direct.

5. Nothing in this Order shall authorise the execution of any works on over or under tidal lands below the level of mean high water springs except in accordance with plans and sections approved by the Board of Trade and subject to such conditions and restrictions as the Board of Trade may prescribe before such works are begun.

6. Subject to the provisions of Section 45 of the Sea Fisheries Act 1868 and of Section 2 of the Oyster and Mussel Fisheries Orders Confirmation Act 1869 (No.2) (a) this Order shall continue in operation for sixty years from the date of its coming into operation and no longer.

7. Nothing in this Order shall affect prejudicially any estate right power privilege or exemption of the Crown and in particular nothing herein contained shall authorise the Grantee to take use or in any manner interfere with any portion of the shore or bed of the sea or on any river channel creek bay or estuary or any land hereditaments subjects or rights of whatever description belonging to Her Majesty in right of the Crown and under management of the Crown Estate Commissioners.

In Witness whereof the Official Seal of the Minister of Agriculture,
Fisheries and Food is hereunto affixed on 5th August 1966.



Frederick Peart

Minister of Agriculture, Fisheries & Food.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, made under powers contained in the Sea Fisheries Act 1868 (as amended) confers upon the Blakeney Harbour Mussel Society Ltd. rights of several or exclusive mussel fishery over parts of Blakeney Harbour, Norfolk.

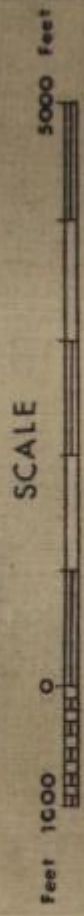
The situation and extent of the fishery are defined in the Order and are shown on the definitive map sealed by the Ministry of Agriculture, Fisheries and Food which may be inspected during office hours at the Fisheries Department, Ministry of Agriculture, Fisheries and Food, East Block, Whitehall Place, S.W.1.

IN WITNESS whereof the Official Seal of the
Minister of Agriculture, Fisheries and Food
is hereunto affixed on 1966.

(Signed) *John G. Lubbock*

Assistant Secretary.

BLAKENEY HARBOUR



This is the map referred to in article 3 of the
Blakeney Harbour Mussel Fishery Order 1966.

