
STATUTORY INSTRUMENTS

2001 No. 649

**SEA FISHERIES, ENGLAND
SEA FISHERIES, NORTHERN IRELAND**

CONSERVATION OF SEA FISH

**The Sea Fish (Specified Sea Areas) (Regulation
of Nets and Other Fishing Gear) Order 2001**

<i>Made</i>	- - - -	<i>28th February 2001</i>
<i>Laid before Parliament</i>		<i>5th March 2001</i>
<i>Coming into force</i>		
	<i>(except article 6)</i>	<i>2nd April 2001</i>
	<i>(article 6)</i>	<i>16th April 2001</i>

The Minister of Agriculture, Fisheries and Food and the Secretary of State concerned with the sea fishing industry in Northern Ireland, acting jointly, in exercise of the powers conferred on them by sections 3 and 15(3) of the Sea Fish (Conservation) Act 1967⁽¹⁾, and of all other powers enabling them in that behalf, hereby make the following Order:

(1) 1967 c. 84. Section 3 was amended by the Fishery Limits Act 1976 (c. 86) section 9(1), Schedule 2, paragraph 16(1), the Inshore Fishing (Scotland) Act 1984 (c. 26) section 10(1), Schedule 1 and S.I. 1999/1820, Article 4, Schedule 2, paragraph 43(1), (2) and (4). Section 15(3) was substituted by the Sea Fisheries Act 1968 (c. 77) section 22(1), Schedule 1, paragraph 38(3) and amended by the Fishery Limits Act 1976 (c. 86) section 9(1), Schedule 2, paragraph 16(1) and S.I. 1999/1820, Schedule 2, paragraph 43(2)(b). See section 22(2)(a) for definitions of “the Ministers” for the purposes of sections 3 and 15(3); section 22(2) was amended by the Fisheries Act 1981, sections 19(2)(d) and 45(b) and (c) and by S.I. 1999/1820, Article 4, paragraph 43(12) of Schedule 2. By virtue of article 2(a) of the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) the functions exercisable under section 3 of the 1967 Act were transferred to the National Assembly in so far as exercisable in relation to Wales (defined in section 155(1) of the Government of Wales Act 1998 (c. 38) as including “the sea adjacent to Wales out as far as the seaward boundary of the territorial sea”); in respect of waters beyond Wales these functions remain exercisable by the Ministers. Article 3(1) and Schedule 1 of the Scotland Act 1998 (Concurrent Functions) Order 1999 (S.I. 1999/1592) provide for the functions exercisable under sections 3(1), (3) and (4) and 15(3) of the 1967 Act to be exercised by the Ministers, concurrently with Scottish Ministers, in relation to: relevant British fishing boats within the Scottish zone; and, Scottish fishing boats within British fishery limits but outside the Scottish zone. By virtue of article 2(1) of the Transfer of Functions (Agriculture and Fisheries) Order 2000 (S.I. 2000/1812) any remaining functions of the Secretaries of State for Scotland and Wales under sections 3 and 15(3) of the 1967 Act were transferred to the Minister of Agriculture, Fisheries and Food.