STATUTORY RULES OF NORTHERN IRELAND

2007 No. 275

FISHERIES

Foyle Area (Control of Drift and Draft Net Fishing) (Amendment) Regulations 2007

Made - - - -	*4th May 2007*
Coming into operation	*9th May 2007*

The Foyle, Carlingford and Irish Lights Commission, in exercise of its powers under section 13(1) (amended by section 34(3) of the British-Irish Agreement Act 1999(**1**) and section 5(1) of the British-Irish Agreement (Amendment) Act 2002(**1**)) and section 14 of the Foyle Fisheries Act 1952(**1**) which stand transferred to it under section 34(1) of the British-Irish Agreement Act 1999, and in exercise of the powers conferred by sections 13(1) and 14 of the Foyle Fisheries Act (Northern Ireland) 1952(**2**) and now vested in it(**3**), with the approval of the Government of Ireland and the Government of the United Kingdom of Great Britain and Northern Ireland, under the agreement made between those Governments on 19th November 2002(**4**) and section 5(1) of the British-Irish Agreement (Amendment) Act 2002, hereby makes the following Regulations:

Citation and Commencement

1. These Regulations may be cited as the Foyle Area (Control of Drift and Draft Net Fishing) (Amendment) Regulations 2007 and shall come into operation on 9th May 2007.

Amendment of the Foyle Area (Control of Drift and Draft Net Fishing) Regulations 2004

2. For regulation 3(1) of the Foyle Area (Control of Drift and Draft Net Fishing) Regulations 2004(**5**) there shall be substituted—

> "**3.**—(1) Subject to paragraphs (2) and (3), the number of licences which the Commission may issue in any year under the 2001 Regulations in respect of any waters as described in column 1 of the Schedule shall not exceed—
>
> (a) the number of such licences issued in the 2007 season; and

(**1**) Legislation of the Republic of Ireland
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(**2**) 1952 c.5 (N.I.) as amended by S.I. 1999/859
(**3**) By S.I. 1999/859 Article 21(1)
(**4**) Cm 5708
(**5**) S.R. 2004 No. 255

(b) the number specified in column 2 of the Schedule opposite the related description of the waters in column 1.

(1A) In determining the number of licences which the Commission may issue, no account shall be taken of any reduction of licences effected under paragraphs (2) or (3)."

3. Regulations 4(12) and 4(13) are hereby revoked.

4. In regulation 5(1)—

(1) The words "or 12(b) (ii)" shall be deleted.

(2) For "(12)" there shall be substituted "(11)".

5. After regulation 6 there shall be inserted—

"**6A.** Where in consideration of monies paid or payable by the Commission a person undertakes to make no further applications for a licence, that person and any spouse or child of that person shall be precluded from being considered under the provisions of paragraphs (2) to (11) of regulation 4 if he applies for a licence."

6. For the Schedule to the Foyle Area (Control of Drift and Draft Net Fishing) Regulations 2004 there shall be substituted the Schedule as set out in the Schedule to these Regulations.

Given under the Seal of the Foyle, Carlingford and Irish Lights Commission on 4th May 2007.

L.S.

R.J.D Anderson
Chief Executive of the Loughs Agency

Approved by the Government of Ireland and the Government of the United Kingdom of Great Britain and Northern Ireland on 4th May 2007.

T Hanney
M Bunting
being persons authorised by those Governments
to signify approval on their behalf.