STATUTORY RULES OF NORTHERN IRELAND

# 2003 No. 524

# FISHERIES

## Foyle Area and Carlingford Area (Licensing of Fishing Engines) (Amendment No. 2) Regulations 2003

| | |
|---|---|
| *Made - - - -* | *9th December 2003* |
| *Coming into operation* | *1st January 2004* |

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 13(2) 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 section 13(1) and (2) of the Foyle Fisheries Act (Northern Ireland) 1952(**2**) and now vested in it(**3**) and of every other power enabling it in that behalf, 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 and Carlingford Area (Licensing of Fishing Engines) (Amendment No. 2) Regulations 2003 and shall come into operation on 1st January 2004.

### Amendment of the Foyle and Carlingford Area (Licensing of Fishing Engines) Regulations 2001

**2.** The Foyle and Carlingford Area (Licensing of Fishing Engines) Regulations 2001(**5**) shall be amended as provided in regulations 3 and 4.

(**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. 2001 No. 397 as amended by S.R. 2003 No. 114

**Interpretation**

**3.** In regulation 2 (interpretation) for the definition of "coarse fishing rod licence" there shall be substituted the following definition –

> ""coarse fishing rod licence" means a fishing licence issued by the Commission for two rods and lines to fish for, take and kill eels and coarse fish;".

**Fishing licence fees**

**4.** For the Schedule there shall be substituted the following Schedule –

"SCHEDULE Regulations 3, 4, 5, 6, 7 and 8

# PART I

| *Description of fishing engine* | *Fishing licence fee* £ | |
|---|---|---|
| Draft Net used wholly or partly in the tidal waters of the River Foyle between the confluence of the Rivers Mourne and Finn and an imaginary straight line drawn across the River Foyle to join the points where the southernmost boundary of the County of Londonderry meets the river on each side | 168·00 | 243·00 |
| Draft Net used wholly or partly in the River Roe upstream of the defined mouth | 177·00 | 256·00 |
| Draft Net used wholly in the waters of the Foyle Area elsewhere than in – | | |
| (a) the tidal waters of the River Foyle between the confluence of the Rivers Mourne and Finn and an imaginary straight line drawn across the River Foyle to join the points where the southernmost boundary of the County of Londonderry meets | | |

| *Description of fishing engine* | *Fishing licence fee* £ | |
|---|---|---|
| the river on each side; or | | |
| (b) the River Roe upstream of the defined mouth | 136·00 | 197·00 |
| Drift Net used wholly to seaward of Lough Foyle (the seaward limit of which, for the purpose of these Regulations, shall be deemed to be an imaginary straight line drawn between Greencastle Fort in the County of Donegal and the Martello Tower at Magilligan Point in the County of Londonderry) | 237·00 | 343·00 |
| Drift Net used wholly in Lough Foyle, south of the seaward limit of Lough Foyle as aforesaid | 237·00 | 343·00 |
| Drift Net used partly in the said Lough Foyle and partly seaward of the seaward limit of Lough Foyle as aforesaid | 259·00 | 374·00 |

## PART II

| *Description of fishing engine* | *Fishing licence fee* £ | |
|---|---|---|
| Stake Net | 546·00 | 790·00 |
| Bag Net | 328·00 | 474·00 |
| Fixed Draft Net | 342·00 | 495·00 |

## PART III

| *Description of fishing engine* | *Fishing licence fee* £ | |
|---|---|---|
| Season Game Fishing Rod and Line Licence | 15·00 | 21·50 |
| Fourteen Day Game Fishing Rod and Line Licence | 7·50 | 11·50 |

| *Description of fishing engine* | *Fishing licence fee* £ | |
|---|---|---|
| Three Day Game Fishing Rod and Line Licence | 3·50 | 5·00 |
| Season Game Fishing Rod and Line Licence to be issued to a person under the age of eighteen | 2·00 | 3·00 |
| Season Game Fishing Rod and Line Licence provided applicant can produce at the time of application a season game fishing rod licence for the time being in force and issued by the Fisheries Conservancy Board for Northern Ireland or a salmon rod (annual) ordinary licence for the time being in force and issued under section 67 of the Fisheries (Consolidation) Act 1959(**6**) or a salmon rod (annual) (district) ordinary licence, for the time being in force and issued under section 16 of the Fisheries (Amendment) Act 1991(**6**) | 1·00 | 1·50 |
| Season Coarse Fishing Rod and Line Licence | 15·00 | 21·50 |
| Season Coarse Fishing Rod and Line Licence to be issued to a person under the age of eighteen. | 2·00 | 3·00” |

**Revocation**

**5.** Regulation 5 of the Foyle Area and Carlingford Area (Licensing of Fishing Engines) (Amendment) Regulations 2003(**7**) is hereby revoked.

(**6**) Legislation of the Republic of Ireland
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(**7**) S.R. 2003 No. 114