



Jersey

**SEA FISHERIES (LICENSING OF FISHING BOATS)
(AMENDMENT No. 4) (JERSEY)
REGULATIONS 2009**

Made

29th April 2009

Coming into force

6th May 2009

THE STATES, in pursuance of Articles 12, 13, 26 and 29 of the Sea Fisheries (Jersey) Law 1994¹, have made the following Regulations –

1 Regulation 3A inserted

After Regulation 3 of the Sea Fisheries (Licensing of Fishing Boats) (Jersey) Regulations 2003², there is inserted the following Regulation –

“3A Fishing in the Frouquier Aubert protected area

(1) In this Regulation –

‘protected area’ means that part of the territorial sea near the Frouquier Aubert buoy that is bounded by straight lines drawn in the sequence –

from 49 05.10N 02 00.00W to 49 05.10N 01 55.00W

from 49 05.10N 01 55.00W to 49 02.50N 01 55.00W

from 49 02.50N 01 55.00W to 49 02.50N 02 00.00W

from 49 02.50N 02 00.00W back to 49 05.10N 02 00.00W,

as determined in accordance with the World Geodetic System 1984;

‘restricted trawl’ means any trawl that is not designed to operate exclusively on the seabed and includes any trawl that does not have fitted to it attachments designed to protect the trawl from damage resulting from contact with the seabed.

(2) In the protected area, fishing –

(a) with a restricted trawl; or

(b) with a trawl towed by more than one boat,

is prohibited unless authorized by a fishing permit that has been granted –

- (c) by the Minister; or
- (d) by an authority of the French Republic,

and is in force in respect of the boat or boats and the protected area.

(3) For the avoidance of doubt, it is hereby declared that, for the purposes of this Regulation, if something is not done in accordance with the terms or conditions of a fishing permit it is not authorized by the fishing permit.

(4) If a fishing boat –

- (a) is in the protected area;
- (b) has a restricted trawl on board; and
- (c) does not have permission to use that trawl at that time by a fishing permit granted under paragraph (2),

the restricted trawl must be stowed in accordance with the conditions mentioned in paragraph (5).

(5) Those conditions are that –

- (a) apart from its weights, the trawl must be carried wholly inboard;
- (b) all nets and trawlboards and weights must be disconnected from their towing or hauling wires or ropes;
- (c) all trawlboards must be secured at deck level or carried below deck; and
- (d) all nets that are on deck or above deck must be securely lashed to some part of the superstructure of the fishing boat.”.

2 Citation and commencement

- (1) These Regulations may be cited as the Sea Fisheries (Licensing of Fishing Boats) (Amendment No. 4) (Jersey) Regulations 2009.
- (2) They shall come into force 7 days after they are made.

M.N. DE LA HAYE

Greffier of the States

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- ¹ *chapter 14.825*
² *chapter 14.825.56*