

L.N. 418 of 2015

**FISHERIES CONSERVATION AND MANAGEMENT ACT
(CAP. 425)**

Fishing Vessels (Amendment) Regulations, 2015

BY VIRTUE of the powers conferred by article 38 of the Fisheries Conservation and Management Act, the Minister for Sustainable Development, the Environment and Climate Change, in conjunction with the Parliamentary Secretary for Agriculture, Fisheries and Animal Rights, has made the following regulations:-

1. The title of these regulations is the Fishing Vessels (Amendment) Regulations, 2015 and these regulations shall be read and construed as one with the Fishing Vessels Regulations, hereinafter referred to as "the principal regulations".

Citation.

S.L. 425.07

2. Regulation 5 of the principal regulations shall be amended as follows:

Amends regulation 5 of the principal regulations.

(a) sub-regulation (3) thereof shall be substituted by the following:

Cap. 246. "(3) Without prejudice to sub-regulation (4), the owner, charterer and master of the local fishing vessel shall be resident in Malta in terms of the provisions of the Immovable Property (Acquisition by Non-Residents) Act."; and

(b) immediately after sub-regulation (3), as substituted, there shall be added the following new sub-regulations:

"(4) The Director shall provide separate and specific application forms requiring that information and, or documentation which he may deem appropriate, for the registration of a local fishing vessel whose master is not a citizen of a Member State of the European Union and, or does not fulfil the residency requirements of sub-regulation (3):

Provided that such application forms shall clearly indicate that these are being submitted for the purposes of this sub-regulation and that such application forms, if duly completed, shall be submitted by the Director to the Minister for the consideration of the latter

in accordance with this regulation:

Provided further that, no master shall be validly registered and licensed to operate a local fishing vessel by the Director under this sub-regulation unless the Minister orders so in writing after considering that there are exceptional circumstances which call for such an order and that the prospective master is duly qualified to act as such according to law:

Provided further that the Minister may, at any time, delegate his powers under this sub-regulation to the Director.

(5) The registration and licensing of a master of a local fishing vessel as ordered by the Minister under sub-regulation (4) shall be valid for renewable periods of not more than one year."

Deletes regulations 13 and 15 of the principal regulations.

3. Regulations 13 and 15 of the principal regulations shall be deleted.

