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STATUTORY RULES OF NORTHERN IRELAND

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**2004 No. 522**

**FISHERIES**

**Foyle Area and Carlingford Area (Licensing of Fishing Engines) (Amendment) Regulations 2004**

*Made - - - - 20th December 2004*

*Coming into operation 1st January 2005*

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<sup>(1)</sup> and section 5(1) of the British-Irish Agreement (Amendment) Act 2002<sup>(1)</sup>) and 13(2) of the Foyle Fisheries Act 1952<sup>(1)</sup> 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<sup>(2)</sup> and now vested in it<sup>(3)</sup> 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<sup>(4)</sup> 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) Regulations 2004 and shall come into operation on 1st January 2005.

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

2. For the Schedule to the Foyle Area and Carlingford Area (Licensing of Fishing Engines) Regulations 2001<sup>(5)</sup> there shall be substituted the Schedule to these Regulations.

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(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 and S.R. 2003 No. 524

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## **Revocation**

3. Regulation 4 of the Foyle Area and Carlingford Area (Licensing of Fishing Engines) (Amendment No. 2) Regulations 2003(6) is hereby revoked.

Given under the Seal of the Foyle, Carlingford and Irish Lights Commission on 20th December 2004.

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 20th December 2004.

*T. O'Connor*  
*P. Smyth*  
being persons authorised by those Governments  
to signify approval on their behalf.

SCHEDULE  
 “SCHEDULE  
 LICENCE FEES

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

PART I

<i>Description of fishing engine</i>	<i>Fishing licence fee</i>	
	£	
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	173·00	259·00
Draft Net used wholly or partly in the River Roe upstream of the defined mouth	182·00	272·00
Draft Net used wholly in the waters of the Foyle Area elsewhere than in –	140·00	209·00
(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 the river on each side; or		
(b) the River Roe upstream of the defined mouth		
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	244·00	365·00

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<i>Description of fishing engine</i>	<i>Fishing licence fee</i>	
	£	
Magilligan Point in the County of Londonderry)		
Drift Net used wholly in Lough Foyle, south of the seaward limit of Lough Foyle as aforesaid	244·00	365·00
Drift Net used partly in the said Lough Foyle and partly seaward of the seaward limit of Lough Foyle as aforesaid	266·00	398·00

## PART II

<i>Description of fishing engine</i>	<i>Fishing licence fee</i>	
	£	
Stake Net	561·00	839·00
Bag Net	337·00	504·00
Fixed Draft Net	352·00	527·00

## PART III

<i>Description of fishing engine</i>	<i>Fishing licence fee</i>	
	£	
Season Game Fishing Rod and Line Licence	15·50	23·00
Fourteen Day Game Fishing Rod and Line Licence	7·50	11·00
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	1·00	1·50

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<i>Description of fishing engine</i>	<i>Fishing licence fee</i>	
	£	
rod (annual) ordinary licence for the time being in force and issued under section 67 of the Fisheries (Consolidation) Act 1959(7) 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(7)		
Season Coarse Fishing Rod and Line Licence	15.50	23.00
Season Coarse Fishing Rod and Line Licence to be issued to a person under the age of eighteen.	2.00	3.00"

### EXPLANATORY NOTE

*(This note is not part of the Regulations.)*

These Regulations amend the Foyle and Carlingford Area (Licensing of Fishing Engines) Regulations 2001 by prescribing new licence fees for 2005. The 2005 fees and the increases from 2004 are as follows:

	<i>2004</i>	<i>2005</i>	<i>Increase</i>	<i>2004</i>	<i>2005</i>	<i>Increase</i>
	£	£	£			
Draft Net used in certain tidal waters on the River Foyle	168.00	173.00	+5.00	243.00	259.00	+16.00
Draft Net used in River Roe upstream of the defined mouth	177.00	182.00	+5.00	256.00	272.00	+16.00

(7) Legislation of the Republic of Ireland

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	2004	2005	Increase	2004	2005	Increase
	£	£	£			
Draft Net used in the Foyle Area other than in certain tidal waters of the Rivers Foyle and Roe	136·00	140·00	+4·00	197·00	209·00	+12·00
Drift Net used only at sea	237·00	244·00	+7·00	343·00	365·00	+22·00
Drift Net used only in Lough Foyle	237·00	244·00	+7·00	343·00	365·00	+22·00
Drift Net used in Lough and Sea	259·00	266·00	+7·00	374·00	398·00	+24·00
Stake Net used in Lough and Sea	546·00	561·00	+15·00	790·00	839·00	+49·00
Bag Net used in Lough and Sea	328·00	337·00	+9·00	474·00	504·00	+30·00
Fixed Draft Net used in Lough and Sea	342·00	352·00	+10·00	495·00	527·00	+32·00
Season Game Fishing Rod and Line	15·00	15·50	+0·50	21·50	23·00	+1·50
Fourteen Day Game Fishing Rod and Line	7·50	7·50	NIL	11·00	11·00	NIL
Three Day Game Fishing Rod and Line	3·50	3·50	NIL	5·00	5·00	NIL

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	2004	2005	Increase	2004	2005	Increase
	£	£	£			
Season Game Fishing Rod and Line to be issued to a person under the age of eighteen	2.00	2.00	NIL	3.00	3.00	NIL
Season Game Fishing Rod and Line provided applicant holds 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 in the Republic of Ireland or a salmon rod (annual) (district) ordinary licence for the time being in	1.00	1.00	NIL	1.50	1.50	NIL

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	2004	2005	Increase	2004	2005	Increase
	£	£	£			
force and issued under section 16 of the Fisheries (Amendment) Act 1991 in the Republic of Ireland						
Season Coarse Fishing Rod and Line Licence	15·00	15·50	+0·50	21·50	23·00	+1·50
Season Coarse Fishing Rod and Line Licence to be issued to a person under the age of eighteen.	2·00	2·00	NIL	3·00	3·00	NIL