

Statutory Document No. 0051/2013



*Sea Fisheries Act 1971*

## **SEA-FISHERIES (PROHIBITION OF QUEEN SCALLOP FISHING) BYELAWS 2013**

*Approved by Tynwald: 19 March 2013*  
*Coming into operation in accordance with byelaw 2*

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The Department of Environment, Food and Agriculture makes the following Byelaws under section 2 of the Sea Fisheries Act 1971 after complying with the requirements of section 2(2A)(a) and (b) of that Act.

### **1 Title**

These Byelaws are the Sea-Fisheries (Prohibition of Queen Scallop Fishing) Byelaws 2013.

### **2 Commencement and duration**

These Byelaws come into operation immediately after they are made, and cease to have effect at midnight on 31 March 2013.

### **3 Prohibition on fishing for queen scallops**

- (1) A person who fishes for, takes or kills queen scallops by any means within the Territorial Sea, other than as a by-catch when fishing for king scallops, commits an offence.
- (2) A person who commits an offence under paragraph (1) is liable —
  - (a) on conviction on information, to a fine, and
  - (b) on summary conviction, to a fine not exceeding £50,000.
- (3) In this byelaw “queen scallop” means fish of the species *Aequipecten operacularis*.

### **4 Revocation**

The Sea-Fisheries (Prohibition of Queen Scallop Fishing) (No. 2) Bye-laws 2012<sup>1</sup> are revoked.

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<sup>1</sup> SD 0617/12.

**MADE 11<sup>TH</sup> FEBRUARY 2013**

**PHIL GAWNE**

*Minister for Environment, Food and Agriculture*

***EXPLANATORY NOTE***

***(This note is not part of the Byelaws)***

These Byelaws make fresh provision about the prohibition on scallop fishing before 31 March 2013 in place of that made by SD 0617/12, which they revoke. They provide that a person who contravenes them by fishing for, taking or killing queen scallops otherwise than as a by-catch when fishing for king scallops commits an offence and is liable on conviction on information to a fine, and on summary conviction to a fine not exceeding £50,000.