



SEA FISHERIES REGULATION ACT 1966

The Committee for the Cornwall Sea Fisheries District in exercise of its powers under Section 5 of the Sea Fisheries Regulation Act 1966 hereby revoke the existing byelaw and make the following new byelaw.

SHELLFISH BOATS

1. This byelaw applies to any part of the Cornwall Sea Fisheries District within a line drawn on the seaward side of the baselines 6 nautical miles from the baselines from which the breadth of the territorial sea adjacent to the United Kingdom is measured. For the purposes of this paragraph "the baselines" means the baselines as they existed at 25th January 1983 in accordance with the Territorial Waters Order in Council 1964 (1965 III p.6452A) as amended by the Territorial Waters (Amendment) Order in Council 1979 (1979 II p.2866).
2. No person shall within the District use in fishing for any shellfish any vessel exceeding 16.46m overall length.
3. This byelaw shall not apply in that part of the District which lies between a line drawn 3 nautical miles to seaward from baselines and a line drawn 6 nautical miles to seaward from baselines to any vessel exceeding 16.46m overall length, provided that the owner has prior to the 6th day of August 1997 fished in the said part of the District and either has already been registered under the byelaw revoked by this byelaw or who has applied in writing for registration with the Committee within six months of the date of confirmation of this byelaw and subsequently been entered onto the register and in either case as long as the vessel remains in the same ownership.
4. This byelaw also shall not apply to any person fishing for scientific purposes, with the written authority in that behalf of the Local Fisheries Committee signed by its Clerk and in accordance with any conditions contained in that authority.
5. For the purposes of this byelaw:
 - (a) "vessels" means any vessel for the time being employed in fishing operations or any operations ancillary thereto;
 - (b) "overall length" means the distance in a straight line between the foremost part of the bow and the aftermost part of the stern;

(c) "bow" includes the stem, forward bulwark and any permanent fixtures thereto, but excludes bowsprits and safety rails;

[d] "stern" includes the transom and any trawl ramp, bulwark and other permanent fixtures thereto, but excludes the rudder and rudder post;

(e) "owner" means as recorded in the Register held by the Registrar of Shipping.

6. This byelaw shall come into operation on the confirmation hereof by the Secretary of State for Environment, Food and Rural Affairs and may be cited as the Cornwall Sea Fisheries District Shellfish Boats Byelaw 2011.