

ORDINANCE OF THE STATES OF ALDERNEY

ENTITLED

The Fishing (Alderney) Ordinance, 1967 *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. However, while it is believed to be accurate and up to date, it is not authoritative and has no legal effect, having been prepared in-house for the assistance of the Law Officers. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from the Greffier, The Court of Alderney, Queen Elizabeth II Street, Alderney, GY9 3TB.

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* Alderney Ordinance No. II of 1967; as amended by the Fishing (Alderney) (Amendment) Ordinance, 1980 (Alderney Ordinance No. I of 1980); the States Committees (Transfer of Functions) (Alderney) Ordinance, 1997 (Alderney Ordinance No. II of 1997).

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ARRANGEMENT OF SECTIONS

1. Diving for shellfish.
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3. ...
4. Exemption.
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6. Section 6.
7. Section 7.

(Made on the 20th July, 1967.)

The Fishing (Alderney) Ordinance, 1967

THE STATES, on the representations of the Agricultural and States Dairy Committee, hereby order: –

Diving for shellfish.

1. (1) A person shall not, while he is totally or partially submerged in the territorial waters of this Island and breathing with the aid of a submarine breathing apparatus or wearing a face visor, take any lobster, ormer, crayfish or crab.

(2) Any person who, on surfacing after having been totally or partially submerged in the territorial waters of this Island and breathing with the aid of a submarine breathing apparatus or wearing a face visor, is found to have in his possession any lobster, ormer, crayfish or crab shall be deemed to have contravened the provisions of subsection (1) of this section unless he can prove that he did not take such lobster, ormer, crayfish or crab, as the case may be, while he was totally or partially submerged.

Powers of Police Officers.

2. ...

NOTE

Section 2 was repealed by the Fishing (Alderney) (Amendment) Ordinance, 1980, section 9, with effect from 6th March, 1980.

Offences and Penalties.

3. ...

NOTE

Section 3 was repealed by the Fishing (Alderney) (Amendment) Ordinance, 1980, section 9, with effect from 6th March, 1980.

Exemption.

4. Nothing in the provisions of section one of this Ordinance shall be taken to apply to a person who, for the purposes of a scientific investigation approved by the Chairman of the [General Services Committee], takes or has in his possession, any lobster, ormer, crayfish or crab.

NOTES

In section 4, the words in square brackets were substituted by the States Committees (Transfer of Functions) (Alderney) Ordinance, 1997, section 2, Schedule 2, Part II, paragraph 11, with effect from 2nd April, 1997.

The functions of the Agriculture and States Dairy Committee under this Ordinance were transferred to the General Services Committee by the States Committees (Transfer of Functions) (Alderney) Ordinance, 1997, section 2, Schedule 2, Part II, paragraph 11, with effect from 2nd April, 1997, subject to the savings and transitional provisions in section 3 of the 1997 Ordinance.

Definitions.

5. ...

NOTE

Section 5 was repealed by the Fishing (Alderney) (Amendment) Ordinance, 1980, section 9, with effect from 6th March, 1980.

6. Paragraph (b) of section one of the Alderney Control of Fishing etc., Ordinance 1957, is hereby repealed.

7. This Ordinance may be cited as the Fishing (Alderney) Ordinance, 1967.

NOTE

The Ordinance was made and came into operation on 20th July, 1967.
