

Island of  Guernsey

Ordinance of the States **XXIV**

1964

Made	28th October 1964
Came into Operation	28th October, 1964

**The Fishing (Amendment) (No. 2)
Ordinance, 1964**

THE STATES, in pursuance of their Resolution of the twenty-ninth day of April, nineteen hundred and sixty-four, and on the representations of the States Sea Fisheries Committee, hereby order:—

1. The Fishing Ordinance, 1955, as amended (hereinafter referred to as “the principal Ordinance”)(a), is hereby further amended, as follows:—

Amend-
ments to
Ordinance
of 1955.

- (a) in paragraph (a) of subsection (1) of section two thereof the figure, letters and words “10th day of October” are hereby repealed and the figure, letters and words “1st day of December” are hereby substituted therefor;
- (b) in section seven thereof the words “ten pounds” are hereby repealed and the words “fifty pounds” are hereby substituted therefor and immediately after the word

(a) Recueil d’Ordonnances Tome XI, p. 99; No. XVI of 1961; No. XIII of 1964.

“explosive” there are hereby inserted the words “or any diving apparel or other equipment whatsoever”;

- (c) immediately after the definition of the expression “this Island” in section eight thereof there is hereby inserted the following additional definition—

““member of the Island Police Force” includes, within the limit of his jurisdiction, a member of the special constabulary of the Island of Guernsey;”.

Diving for
ormers
prohibited
in certain
areas.

2. (1) A person shall not, while he is totally or partially submerged and breathing with the aid of submarine breathing apparatus, take ormers in those parts of the territorial waters of this Island specified in paragraphs one, two and three of the Schedule to this Ordinance.

(2) A person who, on surfacing after having been totally or partially submerged and breathing with the aid of submarine breathing apparatus in the said parts of the said territorial waters, is found to have in his possession any ormers shall be deemed to have contravened the provisions of the last preceding subsection unless he can prove that he did not take the ormers while he was so totally or partially submerged.

(3) In this section the expression “submarine breathing apparatus” includes the apparatus commonly known as a “snorkel”.

Exemption.

3. Nothing in the last preceding section or in the principal Ordinance shall be taken to apply to a person who, for the purposes of a scientific investigation approved by the President of the States Sea Fisheries Committee, takes, or has in his possession, ormers.

4. In section three of the Fishing (Amendment) Ordinance, 1964(b), the comma immediately after the figures "1964" where those figures first occur is hereby deleted and a full stop is hereby substituted therefor and all the words and figures after those figures to the end of that section are hereby repealed.

5. (1) This Ordinance shall be construed as one with the principal Ordinance.

Construction, citation and collective title.

(2) This Ordinance may be cited as the Fishing (Amendment) (No. 2) Ordinance, 1964, and this Ordinance, the Fishing (Amendment) Ordinance, 1964, and the Fishing Ordinances, 1955 and 1961, may be cited together as the Fishing Ordinances, 1955 to 1964.

(b) No. XIII of 1964.

SCHEDULE

Section two

Parts of territorial waters in which diving for ormers prohibited

1. Between an imaginary line drawn due west from Pleinmont Point, in the parish of Torteval and an imaginary line drawn due west from No. 10 Martello Tower, Chouet, in the parish of the Vale.
2. Between an imaginary line drawn due west from No. 10 Martello Tower, Chouet, in the parish of the Vale and an imaginary line drawn due north from Fort Doyle, in the parish of the Vale.

3. Between an imaginary line drawn due north from Fort Doyle, in the parish of the Vale and an imaginary line drawn due east from the southern end of Soldiers' Bay (Petit Fort Bay) in the parish of Saint Peter Port.

R. H. VIDELO,

Her Majesty's Greffier.

Copies may be purchased from
Her Majesty's Greffier, Royal Court House, Guernsey.

PRICE 6D.