

# Island of Guernsey

## Ordinance of the States **LV**

**1976**

Made ... .. 24th November, 1976.  
Came into Operation ... 24th November, 1976.

### **The Fishing (Amendment) Ordinance, 1976**

THE STATES, in pursuance of their Resolution of the twenty-ninth day of September, nineteen hundred and seventy-six, hereby order:—

1. The Fishing Ordinance, 1969, as amended<sup>(a)</sup>, is hereby further amended as follows:—

Amend-  
ments to  
Ordinance  
of 1969.

(a) immediately after section two thereof there is inserted the following additional section numbered “2A”—

“**Prohibition on the export of ormers.** 2A. A person shall not export any ormer from this Island.”

(b) subsections (1) and (2) of section five thereof are repealed and the following subsections are substituted therefor—

“ (1) A person shall not take, have in his possession, buy, sell or offer for sale in this Island any ormers, other than preserved

(a) Recueil d'Ordonnances Tome XVI, pp. 188 and 464; Tome XVII, p. 44; Tome XVIII, p. 49 and Tome XIX, p. 234.

ormers, at any time except on the day of each new moon and on the day immediately following during the period commencing on the first day of January in each year and ending on the twenty-eighth day of February next following, both dates inclusive:

Provided that any person found to be in possession of, or buying, selling or offering for sale, ormers on the first or second day of March in any year which is not a leap year or on the twenty-ninth day of February or the first day of March in any year which is a leap year or on the third or fourth day next following a new moon during the period specified in this subsection shall be deemed not to have contravened the provisions of this subsection if that person is able to prove that those ormers were not taken after the twenty-eighth day of February or after the second day next following the new moon, as the case may be.

(2) A person—

- (a) shall not take, have in his possession, buy, sell or offer for sale in this Island any crabs commonly known as “lady crabs”, other than preserved “lady crabs”, at any time during the period commencing on the first day of May in each year and ending on the ninth day of October next following, both dates inclusive:

Provided that any person found to be in possession of,

or buying, selling or offering for sale, such crabs on the first or second day of May shall be deemed not to have contravened the provisions of this subsection if that person is able to prove that the crabs were not taken after the thirtieth day of April;

(b) shall not, subject to the provisions of the last preceding paragraph, take, otherwise than by the use of pots, any crabs commonly known as "lady crabs", at any time except on the day of each new moon and on the day immediately following during the period commencing on the first day of January in each year and ending on the twenty-eighth day of February next following both dates inclusive.";

(c) in subsection (1) of section eleven thereof—

(i) in paragraph (a) immediately after the words "any crawfish" there are inserted the words "or ormer";

(ii) in paragraph (c) the words "any lobster, crab or ormer" are repealed and the words "any lobster or crab" are substituted therefor;

(d) in subsection (3) of section fifteen thereof the words "one hundred pounds" are repealed and the words "two hundred pounds" are substituted therefor;

(e) in subsection (1) of section sixteen thereof—

- (i) immediately after the definition of the expression “officer of police” there is inserted the following additional definition—

““pot” in relation to the taking of crabs commonly known as “lady crabs” includes any basket, trap, cage or other apparatus (other than a net consisting only of a single ring of hoop to which a mesh of string or twine is attached) which is designed for use, or is capable of being used, for or in connection with the taking of such crabs;”;

- (ii) the definition of the expression “preserved” is repealed and the following definition is substituted therefor—

““preserved” means cooked, pickled or deep frozen; but in relation to ormers means ormers which have been cooked or pickled but does not include ormers which have been deep frozen whether or not such ormers have been cooked or pickled before or after having been deep frozen;”;

- (iii) the definition of the expression “this Island” is repealed and the following definition is substituted therefor—

““this Island” means any of the Islands of Guernsey, Herm and Jethou and includes the islets and rocks and the territorial waters adjacent thereto;”;

(f) in paragraph (d) of section seventeen thereof the words "offer for sale or purchase" where they twice occur are repealed and the words "offer for sale, purchase or export" are substituted therefor.

2. The Fishing (Ormers Prohibition) Ordinance, **Repeal.** 1973(b), is hereby repealed.

3. This Ordinance may be cited as the Fishing **Citation.** (Amendment) Ordinance, 1976.

4. This Ordinance and the Fishing Ordinances, **Collective** 1969 to 1974, may be cited together as the Fishing **title.** Ordinances, 1969 to 1976.

R. H. VIDELO,  
Her Majesty's Greffier.