

STATES OF JERSEY



DRAFT SEA FISHERIES (AMENDMENT No. 3) (JERSEY) LAW 201-

Lodged au Greffe on 25th November 2016
by the Minister for the Environment

STATES GREFFE



Jersey

DRAFT SEA FISHERIES (AMENDMENT No. 3) (JERSEY) LAW 201-

REPORT

The Sea Fisheries (Jersey) Law 1994 is the overarching Law that makes provision for the regulation of sea fishing and conservation of fish, licensing of fishing boats and connected matters. An amendment to the Law was required to reflect the nature and current requirements in the Island's relationship with the UK.

Currently the Law states that it is necessary to obtain the concurrence of the UK Secretary of State for Jersey fisheries legislation that applies to the extended territorial sea. This requirement was part of the original Fisheries Management Agreement (FMA) with the UK. The Agreement was signed in 1996 and was a prerequisite to the extension of territorial waters. It has been agreed with both DEFRA and the Ministry of Justice that this concurrence is no longer appropriate or required and should be removed. The FMA is currently being updated with this paragraph removed.

Financial and manpower implications

There are no financial or manpower implications for the States arising from the adoption of the draft Law.

Human Rights

No human rights notes are annexed because the Law Officers' Department has indicated that the draft Law does not give rise to any human rights issues.

Explanatory Note

This Law repeals Article 8 of the Sea Fisheries (Jersey) Law 1994 so as to remove the requirement for the States to consult with and obtain the concurrence of the Secretary of State before making any Regulations under Article 2, 5 or 6 of that Law.



Jersey

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A LAW to amend the Sea Fisheries (Jersey) Law 1994.

Adopted by the States [date to be inserted]

Sanctioned by Order of Her Majesty in Council [date to be inserted]

Registered by the Royal Court [date to be inserted]

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, have adopted the following Law –

1 Article 8 of the Sea Fisheries (Jersey) Law 1994 repealed

Article 8 of the Sea Fisheries (Jersey) Law 1994¹ shall be repealed.

2 Citation and commencement

This Law may be cited as the Sea Fisheries (Amendment No. 3) (Jersey) Law 201- and shall come into force on the day after it is registered.

¹ *chapter 14.825*