
F I S H E R I E S (A M E N D M E N T) R E G U L A T I O N S 2 0 1 4

CONTENTS

1. Citation
2. Commencement
3. Fisheries Regulations 2012 amended
4. Regulation 3 amended (interpretation)
5. New regulation 18A inserted
6. Regulation 25A amended (tourist fishing)
7. Regulation 26 amended (nets: use of certain types prohibited)
8. Regulation 30 amended (monofilament nets: use prohibited except for single panel bogue nets used from polyvalent vessels, Category A vessels or Category B vessels)
9. Regulation 34 revoked and substituted
10. New regulation 36A inserted

F I S H E R I E S (A M E N D M E N T) R E G U L A T I O N S 2 0 1 4

The Administrator makes the following Regulations in exercise of the powers in section 40 of the Fisheries Ordinance 2012 (a)

Citation

1. These Regulations may be cited as the Fisheries (Amendment) Regulations 2014.

Commencement

2. These Regulations come into force on 1 July 2014.

Fisheries Regulations 2012 amended

3. The Fisheries Regulations 2012(b) are amended in accordance with regulations 4 to 10.

Regulation 3 amended (interpretation)

- 4.—(1) Regulation 3(1) is amended in accordance with this regulation.

- (2) The following definitions are inserted in the appropriate alphabetical order—

““licensed purse seiner” means a vessel in respect of which a purse seine licence is issued;

“purse seine licence” means a purse seine licence issued under the Republican Law;”

- (3) Each of the definitions of “commercial licence”, “licence” and “licensed commercial vessel” is amended by inserting “a pure seine licence,” after “a trawler licence,”.

- (4) The definition of “licensed vessel” is amended by inserting “licensed purse seiner” after “licensed trawler”.

New regulation 18A inserted

5. The following regulation is inserted after regulation 18—

“18A. Vessels fishing with certain gear must have equipment on board to facilitate release of aquatic turtles

The licence holder and master of every licensed vessel that is engaged in fishing with a bottom-set gill net, a trammel net, a combined bottom-set net or a bottom-set longline must ensure that the vessel has equipment on board that enables aquatic turtles to be released from the gear without, or with minimal, distress.”

(a) Ordinance 23/2012.

(b) P.I. 22/2012, amended by P.I. 26/2013 and 44/2013.

Regulation 25A amended (tourist fishing)

- 6.—(1) Regulation 25A(3) is revoked and the following paragraph substituted—
- “(3) Despite regulation 5, a person may fish from the vessel—
- (a) with a rod, a handliner or a trolling line; or
 - (b) a bottom-set longline, if the permit authorises the use of that gear.”
- (2) Regulation 25A is amended by inserting the following paragraph after paragraph (4)—
- “(4A) Despite paragraph (4), a person may set a bottom-set longline from the vessel if the permit authorises the use of that gear.”

Regulation 26 amended (nets: use of certain types prohibited)

7. Regulation 6 is amended —
- (a) by inserting “(other than a purse seine)” after “a surrounding net” in paragraph (d); and
 - (b) by omitting paragraph (e).

Regulation 30 amended (monofilament nets: use prohibited except for single panel bogue nets used from polyvalent vessels, Category A vessels or Category B vessels)

8. Regulation 30(2) is amended by omitting sub-paragraph (c) and substituting the following sub-paragraph—
- “(c) no more than 12 monofilament nets are used, each being no more than 200 metres long; and”.

Regulation 34 revoked and substituted

9. Regulation 34 is revoked and the following regulation substituted—

“34. Nets: maximum length and number

- (1) A person must not set from, or have on board, a vessel referred to in column 1 of the table a net that is more than 200 metres long.

(1) Vessel	(2) Maximum length of nets	(3) Maximum number of nets
Polyvalent vessel, where 2 or more persons are on board the vessel	5,000 metres	28 nets
Polyvalent vessel, where only 1 person is on board the vessel	4,000 metres	23 nets
Category A vessel, where 2 or more persons are on board the vessel	5,000 metres	28 nets
Category A vessel, where only 1 person is on board the vessel	4,000 metres	23 nets
Category B vessel	3,000 metres	17 nets
Category C vessel	600 metres	3 nets

- (2) A person must not set from, or have on board, a vessel referred to in column 1 of the table—

- (a) nets that together exceed the maximum length referred to in the corresponding entry in column 2; or
 - (b) nets exceeding the number referred to in the corresponding entry in column 3.
- (3) The licence holder and master of a vessel referred to in column 1 of the table must ensure that—
- (a) a net that is more than 200 metres long is neither set from nor on board the vessel;
 - (b) nets that together exceed the maximum length referred to in the corresponding entry of column 2 are neither set from nor on board the vessel; or
 - (c) nets that exceed the number referred to in the corresponding entry in column 3 are neither set from no on board the vessel.
- (4) This regulation is subject to regulation 30 (monofilament nets: use prohibited except for single panel bogue nets used from polyvalent vessels, Category A vessels or Category B vessel).
- (5) (Paragraph 3.2 of Annex II to the 2006 Regulation makes provision for the maximum length of bottom-set nets.)”

New regulation 36A inserted

10. The following regulation is inserted after regulation 36—

“36A. Purse seines

- (1) A person must not fish with a purse seine other than from a licensed purse seiner.
- (2) A person must not have a purse seine on board a vessel other than a licensed purse seiner.
- (3) A licensed purse seiner must not be within the 50 metres isobath.
- (4) A person must not fish with a purse seine within 250 metres of a fish farm.
- (5) The following regulations do not apply to purse seines—
 - (a) regulation 32 (minimum mesh size);
 - (b) regulation 35 (nets: maximum drop).
- (6) (Articles 4 and 13 of, and Annex II to, the 2006 Regulation make further provision in relation to purse seines.)”

Dated this 23 day of June 2014

R.J. Cripwell,
Administrator,
Sovereign Base Areas.

EXPLANATORY NOTE

(This note is not part of the Regulations)

1. This explanatory note relates to the Fisheries (Amendment) Regulations 2014 (the “Regulations”). It has been prepared by the Office of the Attorney-General and Legal Adviser in order to assist the reader of the Regulations.
2. The Regulations amend the Fisheries Regulations 2012 (the “principal Regulations”). The amendments reflect changes made by the Fisheries Service of the Republic of Cyprus (the “Fisheries Service”) to its licences and the licence conditions for 2014. Licences and permits issued by the Fisheries Service are recognised for the purposes of fishing in the Areas.
3. A new type of licence issued by the Fisheries Service for fishing with a purse seine is recognised for the purpose of fishing in the Areas (see new regulation 36A and amended regulations 3 and 26 of the principal Regulations). Article 13 of Council Regulation (EC) No. 1967/2006 of 21 December 2006 prohibits fishing with a purse seine within the 50 metres isobath.
4. A new type of permit issued by the Fisheries Service for tourist fishing using bottom-set longlines is recognised for the purpose of fishing in the Areas (see amended regulation 25A of the principal Regulations). This is in addition to the existing type of permit that allows tourist fishing using rods, handliners and trolling lines. The Fiscal Officer is also given the power to issue permits allowing tourist fishing using bottom-set longlines.
5. New restrictions are imposed in relation to the use of nets from vessels with polyvalent or Category A, B or C licences. Nets must not be more than 200 metres long, and there is now a maximum number of nets that can be used (see amended regulation 30 and new regulation 34 of the principal Regulations).
6. Vessels fishing with bottom-set gillnets, trammel nets, combined bottom-set nets or bottom-set longlines must carry on board equipment that enables aquatic turtles to be released from the gear with, or with minimal, distress (see new regulation 18A of the principal Regulations).

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