

Statutory Document No. 2018/0184

*Fisheries Act 2012*

SEA FISHERIES (CLOSED AREAS) (AMENDMENT) REGULATIONS 2018

Laid before Tynwald: 17 July 2018
Coming into Operation: 1 September 2018

The Department of Environment, Food and Agriculture makes the following Regulations under section 36(1) of the Fisheries Act 2012, having –

- (a) consulted in accordance with section 83(2) and (5)(a) of that Act; and
- (b) satisfied itself as required under section 83(5)(b) of that Act.

2 Title

These Regulations are the Sea Fisheries (Closed Areas) (Amendment) Regulations 2018.

3 Commencement

These Regulations come into operation on 1 September 2018¹.

4 Amendment of SD 0376/13

(1) The Sea Fisheries (Baie Ny Carrickey Closed Area) Regulations 2013² are amended as follows –

- (a) in regulation 3 –
 - (i) for the definition of “the Baie ny Carrickey closed area” substitute –

☞ “Baie ny Carrickey closed area” means that area of the territorial sea to the north of a line drawn between 2 points indicated on the map in the Schedule at the following

¹ Section 83(3) specifies that regulations must be laid before Tynwald as soon as practicable after they are made, and if Tynwald at the sitting at which they are laid or at the next following sitting resolves that they shall be annulled, the instrument shall cease to have effect.

² SD 0376/13

- co-ordinates —
- A. Black Head (54° 03.3839' N, 04° 46.2560' W); and
- B. Scarlett Stack (54° 03.6640' N, 04° 39.9240' W),
- up to and including the shore up to the Highest Astronomical Tide level³;
- (ii) after the definition of “the Baie ny Carrickey closed area” insert —
- “Highest Astronomical Tide”** means the highest tidal level which can be predicted to occur under average meteorological conditions and any combination of astronomical conditions;³; and
- (b) for the map in the Schedule, substitute the map in Part 1 of the Schedule to these Regulations.

5 Amendment of SD 2017/0266

- (1) The Sea Fisheries (Closed Areas) Regulations 2017³ are amended as follows —
- (a) in regulation 3 —
- (i) for the definition of “Douglas Bay Closed Area” substitute —
- “Douglas Bay Closed Area”** means that part that area of the territorial sea to the west of a line drawn between 2 points indicated on the map in Part 1 of the Schedule at the following co-ordinates —
- A. the lighthouse at Douglas Head in position 54° 08.6000' N, 04° 27.9500' W; and
- B. the most easterly point of Banks Howe in position 54° 10.3500' N, longitude 04° 25.2600' W,
- up to and including the shore up to the Highest Astronomical Tide level³;
- (ii) after the definition of “Douglas Bay Closed Area” insert —
- “Highest Astronomical Tide”** means the highest tidal level which can be predicted to occur under average meteorological conditions and any combination of astronomical conditions;³;
- (iii) for the definition of “Laxey Bay Closed Area” substitute —
- “Laxey Bay Closed Area”** means that part of the territorial sea to the west of a line drawn between 2 points

³ SD 2017/0266

- indicated on the map in Part 2 of the Schedule at the following co-ordinates —
- A. the point at Carrick Roayrt in position $54^{\circ} 14.3742' N$, longitude $04^{\circ} 21.9420' W$; and
 - B. Clay Head in position $54^{\circ} 11.8044' N$, $04^{\circ} 23.2338' W$,
- up to and including the shore to the Highest Astronomical Tide level⁽²⁾;
- (iv) for the definition of “Niarbyl Bay Closed Area” substitute —
- ⁽³⁾“Niarbyl Bay Closed Area” means that part of the territorial sea to the east of a line drawn between 2 points indicated on the map in Part 3 in the Schedule at the following co-ordinates —
- A. Elby Point in position $54^{\circ} 09.7500' N$, $04^{\circ} 44.5602' W$; and
 - B. the headland west of Fleshwick Bay and known as Amulty in position $54^{\circ} 06.5400' N$, $04^{\circ} 45.6700' W$,
- up to and including the shoreline to the Highest Astronomical Tide level;⁽²⁾
- (b) for the map in Part 1 of the Schedule substitute with the map entitled “Douglas Bay Closed Area” in Part 2 of the Schedule to these Regulations;
 - (c) for the map in Part 2 of the Schedule substitute with the map entitled “Laxey Bay Closed Area” in Part 3 of the Schedule to these Regulations; and
 - (d) for the map in Part 3 of the Schedule substitute with the map entitled “Niarbyl Bay Closed Area” in Part 4 of the Schedule to these Regulations.

MADE 25 JUNE 2018

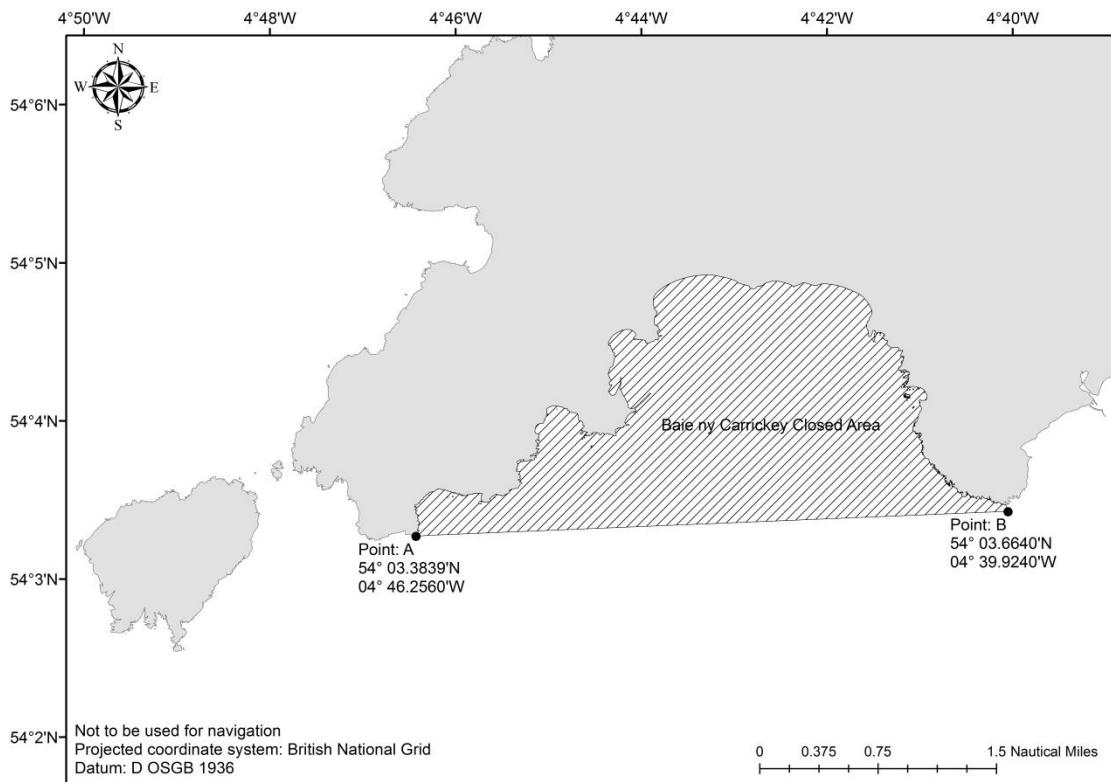
GEOFFREY BOOT

Minister for Environment, Food and Agriculture

SCHEDULE

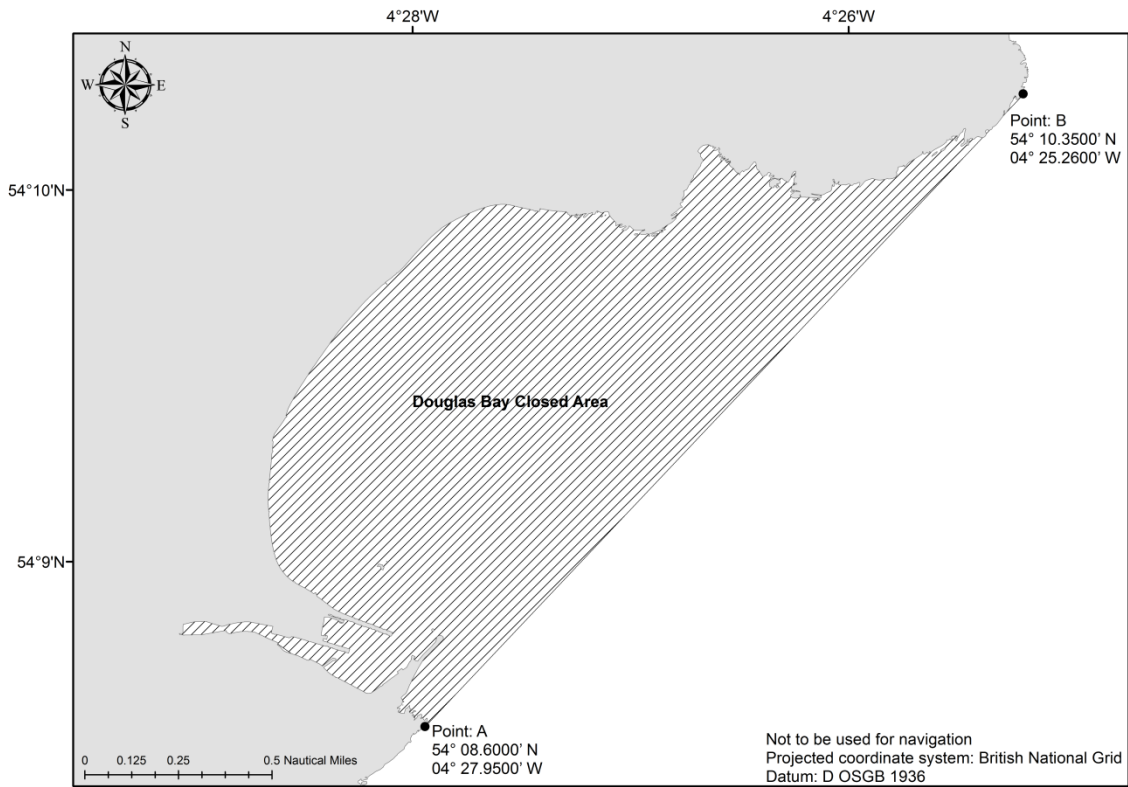
PART 1

BAIE NY CARRICKEY CLOSED AREA



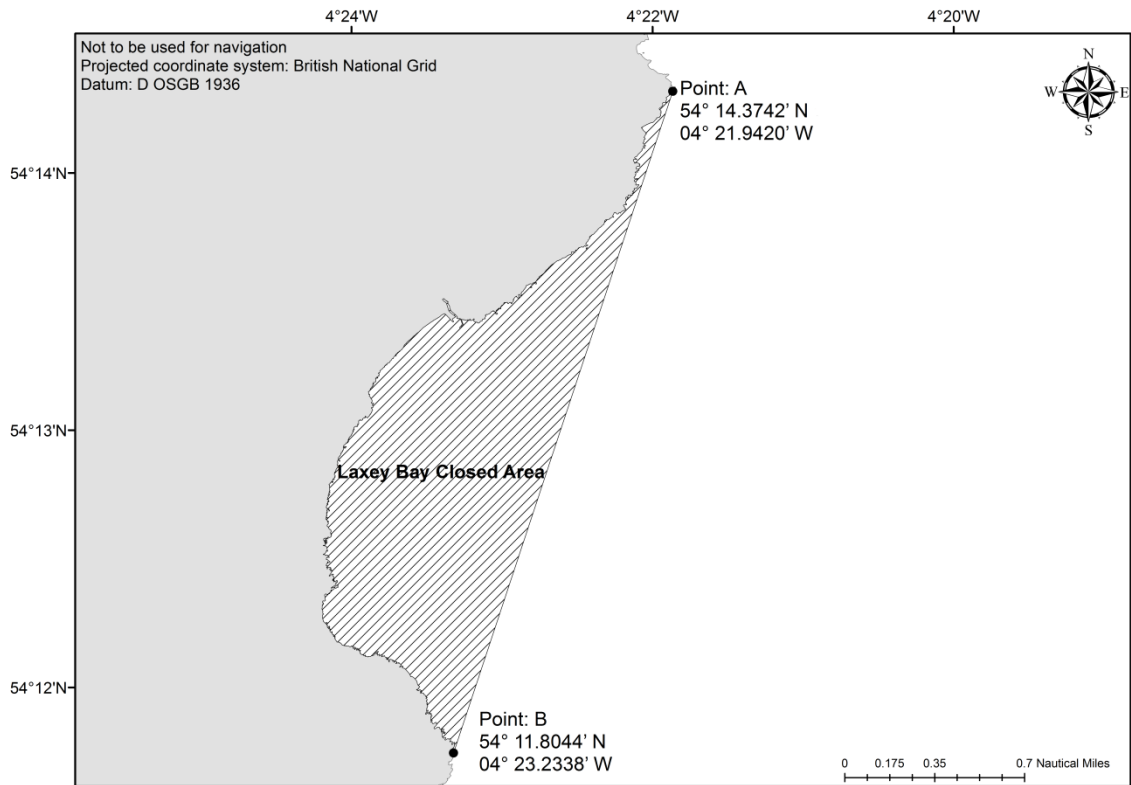
PART 2

DOUGLAS BAY CLOSED AREA



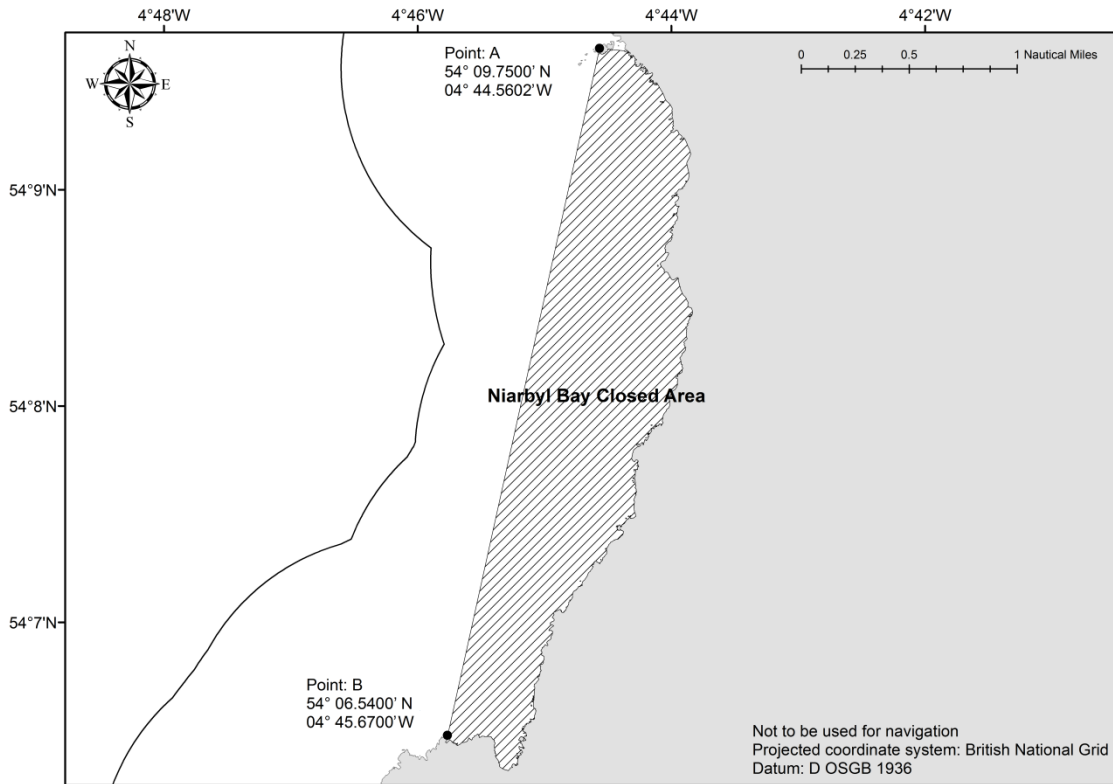
PART 3

LAXEY BAY CLOSED AREA



PART 4

NIARBYL BAY CLOSED AREA



EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Sea Fisheries (Baie Ny Carrickey Closed Area) Regulations 2013 (SD 0376/13) and the Sea Fisheries (Closed Area) Regulations 2017 (SD 2017/0266).

The amendments make minor adjustments to co-ordinates and maps defining closed areas within the above-mentioned secondary legislation in order to correspond with the co-ordinates and maps designating marine nature reserves in the Manx Marine Nature Reserves (Designation) Order 2018 (SD 2018/0185).