

Department of Communications, Marine and Natural Resources  
An Roinn Cumarsáide, Mára agus Acmhainní Nádirtha

Fisheries Management Notice No. 9 of 2006

(May Demersal Quota Management Notice)

I, John Browne, Minister of State at the Department of Communications, Marine and Natural Resources, in exercise of the powers conferred on me by section 12 of the Sea-Fisheries and Maritime Jurisdiction Act 2006 and the Marine (Delegation of Ministerial Functions) (No. 2) Order 2006, hereby issue the following notice:

1. This Notice may be cited as Fisheries Management Notice No. 9 of 2006.

2. This Notice comes into force on 1 May 2006.

3. In this Notice:

“length” means the overall length of a boat, or the distance from the forepart of the stem of the boat to the aft side of the head of the sternpost of the boat or to the foreside of the rudder stock;

“percent by-catch” means a percentage by live weight of the total quantity of all species of fish included in the State’s fishing quota retained on board or landed on any occasion;

“specified area” means waters falling within the ICES sub-areas and divisions listed in Table 1 of this Notice as they are described in the Annex to the Communication (85/C347/05) from the Commission of the European Communities on the description of the ICES sub-areas and divisions used for the purposes of fishing statistics and regulations in the North East Atlantic<sup>1</sup>;

“the specified period” means the period from 1 May 2006 to 31 May 2006.

4. (a) An Irish sea-fishing boat greater than or equal to 55 feet in length, or person on board that boat, fishing in a specified area listed in Table 1 of this Notice, is prohibited, during the specified period, from having or retaining on board or landing more of a species of fish caught in that area than the quantity specified for that species and that area in Column A of the Table.
- (b) An Irish sea-fishing boat less than 55 feet in length, or person on board that boat, fishing in a specified area listed in Table 1 of this Notice, is prohibited, during the specified period, from having or retaining on board or landing more of a species of fish caught in that area than the quantity specified for that species and that area in Column B of the Table.
- (c) Notwithstanding paragraphs 4(a) and 4(b) of this Notice, an Irish sea-fishing boat, or person on board that boat, fishing by means of Scottish fly seine nets in specified areas VIIa or VIIb-k, is prohibited, during the specified period, from having or retaining on board or landing more haddock caught in areas VIIa or VIIb-k than the quantities specified for those areas in respect of haddock in Column C of Table 1 of this Notice.
5. Where a percent by-catch limit is specified in Table 1 of this Notice in respect of a species of fish and a specified area, an Irish sea-fishing boat, or person on board that boat, during the specified period:
- (a) may at all times, notwithstanding paragraphs 4(a) and 4(b) of this Notice, and subject to paragraph 5(b) of this Notice, retain on board up to 50 percent more of the species caught in that area than the maximum amount specified for that species and that area in the Table;
- (b) must ensure by 24:00 of each day of a fishing voyage, that the logbook has been completed, in accordance with the conditions laid out in Article 6 of Regulation (EEC) No. 2847/93<sup>2</sup>, and that the total amount of the species caught in that area and retained on board such boat does not exceed the maximum amount specified for that species and that area in the Table.

**Deleted:** the first 24 hours of a fishing voyage has expired

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<sup>1</sup> O.J. C347 of 31/12/1985

<sup>2</sup> O.J. L261 of 20/10/1993

**TABLE 1**

**(Catch retention and landing restrictions for Irish sea-fishing boats for the period 1 May 2006 to 31 May 2006)**

<b>SPECIES OF FISH</b>	<b>SPECIFIED AREA</b>	<b>COLUMN A (Boats greater than or equal to 55 feet in length)</b>	<b>COLUMN B (Boats less than 55 feet in length)</b>	<b>COLUMN C (Boats using Scottish fly seines)</b>
COD ( <i>Gadus morhua</i> )	VIIb-k, VIII, IX, X, CECAF 34.1.1 (EC waters)	3 tonnes	1.5 tonnes	Not Applicable
COMMON SOLE ( <i>Solea solea</i> )	VIIa	40 percent by-catch	10 percent by-catch	Not Applicable
COMMON SOLE ( <i>Solea solea</i> )	VIIIfg	5 percent by-catch	5 percent by-catch	Not Applicable
GREATER SILVER SMELT ( <i>Argentina silus</i> )	III, IV	0 tonnes	0 tonnes	Not Applicable
GREATER SILVER SMELT ( <i>Argentina silus</i> )	V, VI, VII	0 tonnes	0 tonnes	Not Applicable
GREENLAND HALIBUT ( <i>Reinhardtius hippoglossoides</i> )	IIa (EC waters), IV, VI (EC and international waters)	0 tonnes	0 tonnes	Not Applicable
HADDOCK ( <i>Melanogrammus aeglefinus</i> )	VIb, XII, XIV	4 tonnes	2 tonnes	Not Applicable
HADDOCK ( <i>Melanogrammus aeglefinus</i> )	VIIa	6 tonnes	3 tonnes	8 tonnes
HADDOCK ( <i>Melanogrammus aeglefinus</i> )	VIIb-k	6 tonnes	3 tonnes	8 tonnes
HAKE ( <i>Merluccius merluccius</i> )	Vb (EC waters), VI, VII, XII, XIV	8 tonnes	4 tonnes	Not Applicable
LING ( <i>Molva molva</i> )	VI, VII, VIII, IX, X, XII, XIV	4 tonnes	2 tonnes	Not Applicable
MONKFISH (family <i>Lophiidae</i> )	Vb (EC waters), VI, XII, XIV	4 tonnes	2 tonnes	Not Applicable
MONKFISH (family <i>Lophiidae</i> )	VII	8 tonnes	4 tonnes	Not Applicable
NORWAY LOBSTER ( <i>Nephrops norvegicus</i> )	VII	16 tonnes <sup>3</sup>	8 tonnes <sup>3</sup>	Not Applicable
PLAICE ( <i>Pleuronectes platessa</i> )	VIIIfg	5 percent by-catch	5 percent by-catch	Not Applicable
REDFISH ( <i>Sebastes spp.</i> )	V, XII, XIV	0 tonnes	0 tonnes	Not Applicable

GIVEN under my Hand,

25 April 2006, at 09:55 hours

**John Browne**

**Minister of State at the Department of Communications, Marine and Natural Resources**

<sup>3</sup> In cases where the presentation of norway lobster is not whole, a multiplier of 3 will be applied to any quantities in order to determine the quantities of norway lobster retained on board or landed for the purposes of this notice.

## **EXPLANATORY NOTE**

(This note is not part of the instrument and does not purport to be a legal interpretation)

This Notice sets limitations on catching, retaining on board or landing various species of demersal fish during May 2006.

**(FMN 2006/009)**