



Jersey

SEA FISHERIES (BAG LIMITS) (JERSEY) REGULATIONS 2016

Official Consolidated Version

This is an official version of consolidated legislation compiled and issued under the authority of the Legislation (Jersey) Law 2021.

14.825.10

Showing the law from 1 January 2019 to Current



Jersey

SEA FISHERIES (BAG LIMITS) (JERSEY) REGULATIONS 2016

Contents

Regulation

1	Interpretation	5
2	Limit of application of Regulations	5
3	Bag limits	5
4	Catch not to exceed bag limits.....	6
5	Restrictions on retention of fresh fish in excess of bag limits.....	6
6	Penalty	6
7	Statutory defence	6
8	Citation.....	6

ENDNOTES 7

Table of Legislation History	7
Table of Endnote References	7



Jersey

SEA FISHERIES (BAG LIMITS) (JERSEY) REGULATIONS 2016

THE STATES, in pursuance of Articles 2 and 29 of the [Sea Fisheries \(Jersey\) Law 1994](#), and having consulted with and obtained the concurrence of the Secretary of State, have made the following Regulations –

Commencement [[see endnotes](#)]

1 Interpretation

In these Regulations –

“fish” means sea fish, not being of a smaller size than that prescribed by Regulations under Article 6 of the Law in relation to sea fish of that description;

“Law” means the [Sea Fisheries \(Jersey\) Law 1994](#).

2 Limit of application of Regulations

These Regulations do not apply to operations that are conducted under the authority of the Minister –

- (a) for the purposes of scientific investigation; or
- (b) for the transplanting of fish from one fishing ground to another.

3 Bag limits

- (1) The Minister may by Order specify the maximum number of fish that may be taken or retained for the purposes of these Regulations by reference to –
 - (a) any description or sex of fish;
 - (b) any area of the sea;
 - (c) any day;
 - (d) any person or class of persons;
 - (e) any vessel or class of vessel.
- (2) A specification of a maximum number of fish made by the Minister under paragraph (1) is referred to in these Regulations as a “bag limit”.

- (3) If the specification is limited by reference to the maximum number of fish that may be taken by any person it is referred to in these Regulations as a “bag limit per person”.
- (4) If the specification limited by reference to the maximum number of fish that may be taken by any vessel it is referred to in these Regulations as a “bag limit per vessel”.

4 Catch not to exceed bag limits

- (1) A person who on any day has taken the bag limit per person of any description of fish must immediately return to the sea any other fish of that description that he or she subsequently takes on that day.
- (2) If the bag limit per vessel of a description of fish is on any day taken by a vessel, a person who subsequently takes any other fish of that description on that day on that vessel must immediately return it to the sea.
- (3) A fish that is required to be returned to the sea under this Regulation must be so returned, as nearly as practicable, in the same condition as that in which it was taken, whether it is dead or alive.

5 Restrictions on retention of fresh fish in excess of bag limits

- (1) A person must not retain in his or her possession any fresh fish exceeding a bag limit for that description of fish.
- (2) A person must not cause or knowingly permit to be retained on a vessel any fresh fish exceeding the bag limit per vessel for that description of fish.
- (3) Nothing in this Regulation applies to the possession of fish by a person who acquired the fish after they were landed.

6 Penalty

A person who is guilty of an offence under Article 4 of the Law by reason of a contravention of Regulation 4 or Regulation 5, is liable to a fine of £20,000.

7 Statutory defence

Where a person is charged with an offence under Article 4 of the Law by reason of a contravention of Regulation 5 by any person, it is a defence to prove that the number of fish retained in excess of a bag limit for fish of that description was not taken in contravention of Regulation 4.

8 Citation

These Regulations may be cited as the Sea Fisheries (Bag Limits) (Jersey) Regulations 2016.

ENDNOTES

Table of Legislation History

Legislation	Year and No	Commencement
Sea Fisheries (Bag Limits) (Jersey) Regulations 2016	R&O.65/2016	5 July 2016

Table of Endnote References

There are currently no endnote references