

IV - DISPOSITIONS LEGISLATIVES SUR LA PECHE

(1) - The Fisheries Management and Development (Amendment) Act, 1990.

BE IT ENACTED by the President and Members of Parliament in this .
present Parliament assembled, as follows:—

1. Section 2 of the Fisheries Management and Development Act, 1938 is amended as follows—

Amendment
of Section 2
of Act No. 4
of 1988.

(a) by inserting immediately before the definition of "artisanal fisheries" the following new definition—
"agent" means any person or unit appointed by the Director of Fisheries to execute certain functions under this Act;

(b) by repealing the definitions of "authorised officers", "fisheries waters", and "licensing officer" and replacing them by the following new definitions—

"authorised officer" means any public official within the Ministry, Ministry of Defence, or any agent appointed as such under section 35;

"fisheries waters" means the maritime area within 200 nautical miles from the baselines from which the breadth of the territorial sea is measured, and any other waters over which fisheries jurisdiction may be claimed from time to time;

"Licensing officer" means the Director, any other officer, or designated agent, authorised under section 8 to issue and take other actions with regard to licences under this Act.

2. Section 7 of the principal Act is repealed and replaced by the following new section—
"Delegation by the Director."

Repeal and
replacement
of section 7
of Act No. 4
of 1938.

7. The Director may delegate in writing, the exercise of any or all powers and functions conferred upon him by this Act, except as may be specifically prohibited therein, to his deputy or such other officers or agent as he may think fit:

Provided that the power of the Director to issue licences under section 25 of this Act shall not be delegated to any other person or authority."

Repeal and
replacement
of section
25 (3) of Act,
No. 4 of
1988.

3. Subsection (3) of section 25 of the principal Act is repealed and replaced by the following new subsection—

"(3) No licence may be issued authorising a foreign fishing vessel to fish within the fisheries waters without a determination in the applicable fishery management and development plan prepared under section 11 that adequate fishery resources are available for harvesting by foreign fishing vessels."

Passed in Parliament this 13th day of December, in the year of our Lord one thousand nine hundred and ninety.

M. T. BETTS-PRIDDY,
Acting Clerk of Parliament.