

BRITISH GUIANA.

REGULATIONS

Made Under

THE FISHERIES ORDINANCE, 1956,

(No. 30 of 1956).

UNDER SECTION 33 OF THE FISHERIES ORDINANCE, 1956,
THE FOLLOWING REGULATIONS HAVE BEEN MADE
BY THE GOVERNOR IN COUNCIL:—

- Short title.** 1. These Regulations may be cited as the Fisheries Regulations, 1957.
- Interpretation.** 2. In these Regulations unless the context otherwise requires—
 “fish dock” means the wharf under the control of the Director at the Fish Marketing Centre in Georgetown;
 “fish pen” means any fixed net or structure erected in tidal waters for the purpose of catching fish;
 “North West District” means the North West Judicial District as defined by the Judicial Districts (Boundaries) Order;
 “schedule” means a schedule to these Regulations;
 “superintendent” means the Superintendent of the Fish Marketing Centre, and includes any officer of the Fish Marketing Centre deputed by the Director to perform any duty required to be performed under these Regulations;
 “the interior” means all that part of British Guiana not less than twenty miles from the sea coast between the Corentyne River on the east and the Pomeroon River on the west and includes the North West District;
 “the Ordinance” means the Fisheries Ordinance, 1956.
- Cap. 12.
(No. 9 of
1951).** 3. (1) Every application for a certificate of registration under the provisions of subsection (1) of section 4 of the Ordinance shall be in the form set out in Form No. 1 of the first schedule.
- No. 30 of
1956.** (2) Every certificate of registration issued under this regulation shall be in the form set out in Form No. 2 of the first schedule.
- Registration of fishing boats.
First schedule
Form No. 1.** 4. (1) Every application for a licence under the provisions of section 11 of the Ordinance shall be in the form set out in Form No. 3 of the first schedule.
- First schedule
Form No. 2.** (2) Every licence issued under this regulation shall be in Form No. 4 of the first schedule, and, subject to the provisions of section 17 of the Ordinance, shall be valid for a period of twelve months from the date of issue.
- Licence to fish.
First schedule
Form No. 3.** 5. The provisions of subsection (3) of section 11 of the Ordinance shall not apply to any person who uses a net or structure not exceeding twenty feet in length, or who uses a line with not more than three hooks attached thereto, or who fishes in the interior.
- First schedule
Form No. 4.** 6. (1) No person shall erect, maintain or use any fish pen unless he is a fisherman and is the holder of a valid permit.
- Exemption.**
- Erection of fish pens.**

(2) Every application for a permit under this regulation shall be made to the Fishery Officer, and shall state the name and address of the applicant, together with the location, type and size of proposed fish pen.

(3) Upon the receipt of an application under the preceding paragraph, the Fishery Officer shall inspect the site of the proposed fish pen, and may issue a permit in the form set out in Form No. 5 of the first schedule, and every such permit shall be valid for a period of twelve months from the date of issue.

First
schedule
Form No. 5.

(4) A Fishery Officer may refuse to grant a permit under this regulation if he is satisfied that the issue thereof would not be in the interest of the fishing industry, or if the fish pen would be an obstruction or is likely to constitute a danger to navigation.

(5) Upon the refusal to grant a permit as aforesaid, the applicant may, within twenty-one days after such refusal, appeal in writing to the Governor in Council whose decision shall be final.

(6) No permit issued under this regulation shall be sold or in any way transferred without the approval in writing of a Fishery Officer, and every such transfer shall be recorded on the permit by the Fishery Officer.

7. Every licence to export fish issued under the provisions of section 13 of the Ordinance shall be in the form set out in Form No. 6 of the first schedule, and may be subject to such conditions and limitations as are endorsed thereon.

Export
licence.

First
schedule
Form No. 6.

8. Subject to regulation 9, no person shall expose for sale or offer for sale any fish within the city of Georgetown unless such fish has been obtained from the Fish Marketing Centre:

Restriction
on sale of
fish.

Provided that this regulation shall not apply to the fishes set out in the second schedule.

Second
schedule.

9. (1) Any company incorporated under the Companies Ordinance may apply in writing to the Director for exemption from regulation 8 of these Regulations. The Director may grant such exemption to any company upon such conditions as he may specify.

Exemption.
Cap. 328.

(2) The Director may refuse to grant such exemption if he is satisfied that the grant thereof would not be in the best interest of the fishing industry.

(3) Any company aggrieved by the refusal of the Director to grant such exemption may within twenty-one days of the date of such refusal appeal in writing to the Governor in Council whose decision thereon shall be final.

10. (1) Fish shall be discharged from fishing boats only at the fish dock, and in the order in which each vessel or craft shall have arrived at the fish dock.

Sale of fish.

(2) All sales of fish in the Fish Marketing Centre shall be by wholesale and shall be with the approval of the superintendent who shall deduct as a service charge from the selling price thereof a commission of six per centum.

(3) Paragraph (2) of this regulation shall not apply to fish discharged from Chinese seine boats or cadell boats, except

that a service charge of two cents per square foot of tray surface of all fish so discharged shall be payable to the superintendent.

(4) No fish shall be removed from the Fish Marketing Centre without the permission of the superintendent.

Fishermen's
rest room.

11. Only fishermen and members of the crew of fishing boats in respect of which certificates of registration have been issued under the Ordinance shall be entitled to use any rest room or other amenities that may be available at the Fish Marketing Centre.

Mooring at
fish dock.

12. (1) No vessel or craft shall be moored alongside the fish dock without the permission of the superintendent.

(2) Any vessel or craft which moors alongside the fish dock shall occupy such berth as may be assigned to it from time to time by the superintendent.

Landing fish
and fishing
equipment
etc., at fish
dock.

13. (1) Nothing other than fish and fishing equipment shall be landed at the fish dock, except with the permission of the superintendent and upon such conditions as he may specify.

(2) Anything other than fish and fishing equipment landed at the fish dock except in accordance with the provisions of this regulation may be removed by the superintendent and the cost of removal, if any, recovered from the owner thereof.

(3) The superintendent, or anyone acting under his authority, shall not be liable in respect of any damage or injury to anything landed at the fish dock which is prohibited to be landed under this regulation.

Watchman to
be provided
on vessel
alongside fish
dock.

14. The master or person in charge of any vessel or craft moored alongside the fish dock shall provide at all times a watchman of his vessel or craft.

Damage to
fish dock.

15. (1) The owner of any vessel or craft which causes damage to the fish dock or to any equipment, gear, structure or accessory thereto or connected therewith shall, in addition to any other penalty that may be prescribed by these Regulations, pay to the Director the cost of repair or replacement thereof as the case may be.

(2) The cost of repair or replacement under this regulation may be recovered from the owner of the vessel or craft as a debt due under the provisions of the Summary Jurisdiction (Petty Debt) Ordinance.

Ramp and
grid.

16. No fishing boat shall be permitted to occupy any ramp or grid save with the permission of the superintendent and upon such conditions as he may specify.

Fees and
charges,
Third
schedule.

17. The fees and charges set out in the third schedule shall be payable to the Director in respect of the several matters set out opposite each sum.

Offences.

18. Any person who contravenes any of these Regulations shall be guilty of an offence and shall, on summary conviction thereof, be liable to a penalty of twenty-five dollars.

Form No. 5
Fish Pen Permit

Reg. 6 (3).

Fisheries Division,
Department of Agriculture,
Georgetown.

.....195.....

..... is hereby permitted to operate
fish pen No..... situated at.....
.....
for a period of twelve months from the date hereof.

Fee: \$1.00.

Director of Agriculture.

Form No. 6
Licence to Export Fish.

Reg. 7.

Fisheries Division,
Department of Agriculture,
Georgetown.

.....195.....

Licence is hereby granted to
of to export fish as specified in
the schedule below.

SCHEDULE

Description	Quantity	Value

1. This licence shall remain in force until the.....day of.....
....., 195.....

2.
(Insert any other conditions that may be imposed).

Director of Agriculture.

Fee: \$10.00 (General)
\$ 1.00 (Particular Shipment).

SECOND SCHEDULE

Fish exempted from distribution through the Fish Marketing Centre

The following classes of fish are exempted from distribution
through the Fish Marketing Centre:

(1) Local varieties of fish —

- (a) hassar
- (b) houri
- (c) patwa
- (d) sunfish
- (e) perai
- (f) lukanani
- (g) yarau
- (h) crabs

(2) All imported fish whether frozen, smoked, salted or other-
wise preserved.

THIRD SCHEDULE**Licence Fees and Charges.****Licence Fees**

						\$
Registered fishing boats	..	..	..	..	..	2.00
Licence to fish	..	..	..	..	..	0.25
Fish Pen Permit	..	..	..	..	..	1.00
Licence to export fish —						
(a) General licence	..	..	..	..	..	10.00
(b) Particular shipment	..	..	..	..	..	1.00

Charges**Fish Dock.**

Fishing boats not exceeding 35 ft. in length	..	..				\$	4.00	per	month
Deep sea fishing boats exceeding 35 ft. in length:						\$			
(a) for the first four days or part thereof	..	..					2.00	per	day
(b) after the expiration of four days	..	..					3.00	"	"
All other boats	..	..	..	..	..		10.00	"	"
Ramp									
Fishing boats not exceeding 30 ft. in length	..	..					0.24	per	day
Fishing boats exceeding 30 ft. in length but not exceeding 45 ft. in length	..	..	..	..	..		0.50	"	"
Grid									
Deep sea fishing boats exceeding 45 ft. in length									
(a) for the first four days or part thereof	..	..					3.00	per	day
(b) after the expiration of four days	..	..					4.00	"	"
All other boats:									
(a) for the first four days or part thereof	..	..					5.00	"	"
(b) after the expiration of four days	..	..					10.00	"	"

Made in Council this 19th day of June, 1957.

IVOR O. SMITH,
Clerk of the Executive Council.