

BALUCHISTAN PROVINCIAL ASSEMBLY SECRETARIAT
NOTIFICATION.

Dated Quetta, the 3rd November, 2009.

No. PAB/Legis: V (7)/ 2009. The Baluchistan Sea fisheries (Amendment) Bill, 2009 having been passed by the Provincial Assembly of Baluchistan on 15th October, 2009 and assented to by the Governor, Baluchistan on 24th October, 2009 is hereby published as an Act of the Provincial Assembly.

THE BALUCHITAN SEA FISHERIES (AMENDMENT) ACT VII of 2009.

**AN
ACT**

further to amend the Baluchistan Sea Fisheries Ordinance, 1971 (IX of 1971)

Preamble

WHEREAS it is expedient to amend the Baluchistan Sea Fisheries Ordinance, 1971 (IX of 1971) in the manner hereinafter appearing:-

It is hereby enacted as follows:-

Short title and commencement

1. (1) This Act may be called the Baluchistan Sea Fisheries (Amendment) Act, 2009.

(2) It shall come into force at once.

Amendment of Section 2 of Ordinance No. IX of 1971

2. In the Sea Fisheries Ordinance, 1971, hereinafter referred to as the Sea Fisheries Ordinance; in Section 2;

(a) For clause (b) the following shall be substituted:-

(b) Fish means Catadromous fish, Anadromous fish and all estuarine and marine fauna comprising of both invertebrates as well as vertebrates.

(b) For clause (m) the following shall be substituted;

(m) "Processing" means enhancement of the shelf/storage life of fish by dehydration, salting, curing and drying, chilling, fish fast food, freezing, canning, redurisation, smoking, extraction of oil fish meal, conversion into fish marinades, fish pastes, value added fish products, analogue food and includes any other process for preparation of fish bi-products for export or local consumption.

Amendment of Section 3 of Ordinance No. IX of 1971

3. In the said Ordinance after clause (2) of Section 3 the following new clause (3) shall be added:-

(3) A fishing license granted under these Sections does not authorize the licensee to fish with encircling net or improvised purse

seine net locally called "wire net" or "gujja" in internal waters and 12 nautical miles from the base line and that he will fish by gillnets with a mesh size not less than 5 inches and "Tukri nets" having mesh size not less than 2.5 inches beyond internal waters and 3 nautical miles away from the base line all along Balochistan Coast except fishing nets aimed for Indian mackerels (Rastrillger karanguta) locally called Bhangra and will not disrupt already laid fishing nets. Fishing nets locally called "Bullo Gujja" nets (Estuaries set bag net) and "Kado" nets are hereby banned.

**Substitution of
Section 5 of
Ordinance No.
IX of 1971**

4. In the said Ordinance for Section 5 the following shall be substituted:-

(5) No person shall willfully or otherwise use dynamite or any other explosive substance or poison, lime or oil or lubricants or radioactive substances of any description or their waste or toxics or any other noxious material harmful to the surface fish or bottom fish or to the fish anywhere in the column of the sea or destroying Phytoplankton or Zooplankton in Balochistan province fishing waters in terms of these clauses.

**Substitution of
Section 9 of
Ordinance No.
IX of 1971**

5. In the said Ordinance for Section 9 the following shall be substituted:-

(9) Whoever contravenes any provision of this Act or of the rules made there under, shall be punishable with imprisonment which may extend to one year or with fine which may extend to one hundred thousand rupees or with both:

Provided that the contravention of section 3 shall be punishable with imprisonment of either description for a term which may extend to three years or with fine which shall not be less than 300,000 and shall not exceed to Rs.600,000 or both.

Provided further that the banned fishing gear/nets harnessed in the offence shall be confiscated and in case of habitual offenders, the fishing vessels shall also be enable to be confiscated.

**Secretary
Balochistan Provincial Assembly**

Dated Quetta, the 3rd November, 09.