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WELSH STATUTORY INSTRUMENTS

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**2008 No. 1438**

**The Tope (Prohibition of Fishing) (Wales) Order 2008**

**Title, commencement and application**

1.—(1) The title of this Order is the Tope (Prohibition of Fishing) (Wales) Order 2008 and it comes into force on 1 July 2008.

(2) Subject to the provisions of this article, this Order applies in relation to Wales.

(3) This Order does not apply to fishing vessels—

(a) within the meaning of Article 3(c) of Council Regulation [\(EC\) 2371/2002](#) on the conservation and sustainable exploitation of fisheries resources under the Common Fisheries Policy<sup>(1)</sup>, which are registered in another member State; or

(b) registered in a third country.

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<sup>(1)</sup> OJNo. L358, 31.12.2002, p.59, as last amended by Council Regulation [\(EC\) 865/2007](#) (OJ No. L192, 24.07.2007, p.1). Article 10 permits measures, applying to vessels flying a member State's own flag, for the management and conservation of stocks, subject to certain conditions.