No. 768

MINISTRY FOR AGRICULTURE, FISHERIES AND ANIMAL RIGHTS

Explanatory Notes[1]

Management of the Lampara Fishery (Amendment) Order, 2026 (hereinafter referred to as "the order")

1. Introduction

The order has been drafted by the Department of Fisheries and Aquaculture within the Ministry for Agriculture, Fisheries and Animal Rights and is being issued in accordance with article 32 of the Fisheries Conservation and Management Act (Chapter 425 of the Laws of Malta, hereinafter referred to as "the Act).

2. Summary and Background

The aim of the order is to amend the Management of the Lampara Fishery Order (S.L. 425.11, hereinafter referred to as "the principal order")) regulating Lampara fishing permits.

The principal order introduced a system of non-transferable fishing permits for vessels using the Lampara fishing implement as part of the initial implementation of the Lampara Management Plan.

Following the successful implementation of the Management Plan and the achievement of its conservation and effort-control objectives, the existing prohibition on transferability is no longer considered necessary.

3. Overview of the structure of the instrument

The order consists of two (2) articles as follows:

- Article 1 – Citation;
- Article 2 – Amends article 3 of the principal order.

4. Commentary

Article 2 deletes the term "non-transferable" from article 3(1) of the principal order in order to allow the Director responsible for Fisheries to exercise regulatory discretion in approving transfers of Lampara permits between vessels, subject to the limits and controls established under the Management Plan and the Act.

5. Concluding sections

The regulations shall come into force upon publication in the Government Gazette.

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N.B: These Explanatory Notes are not intended to be an exhaustive description of the legal instrument nor a substitute for it or a legislative supplement thereto. These Explanatory Notes are not intended as an authoritative decision on the interpretation of the legislation.

15th May, 2026

[1]These Explanatory Notes are in accordance with and for the purpose of article 3(2)(c) and Schedule III of the Small Business Act (Chapter 512 of the Laws of Malta).