

DEPARTMENT OF COMMUNICATIONS, ENERGY AND NATURAL RESOURCES
FISHERIES ACTS 1959 TO 2010
CONSERVATION OF SEA TROUT BYE-LAW NO. 887, 2011

I, Fergus O'Dowd, Minister of State at the Department of Communications, Energy and Natural Resources, in exercise of the powers conferred on me by section 57 of the Inland Fisheries Act 2010 (No. 10 of 2010) and the Energy and Natural Resources (Delegation of Ministerial Functions) (No. 2) Order 2011 (S.I. No. 631 of 2011), at the request of Inland Fisheries Ireland, and having complied with Regulations 27 and 42 of the European Communities (Birds and Natural Habitats) Regulations 2011 (S.I. No. 477 of 2011), hereby make the following bye-law:

1. (1) This Bye-law may be cited as the Conservation of Sea Trout Bye-Law No. 887, 2011.

(2) This Bye-law comes into operation on 1 January 2012.
2. In this Bye-law -

"sea trout" means the migratory form of *salmo trutta L.* which is 40cm or less in length, measured in a straight line from the tip of the snout to the fork of the tail;

"catch and release" in relation to angling for sea trout in the waters of a river in any fishery district, means carefully handling the sea trout caught and immediately returning the sea trout alive to the waters from which they have been taken.
3. Subject to the prohibitions contained in the Eastern Fisheries Region (Angling) Bye-law No. 824, 2007 and the Conservation of Sea Trout Bye-law No. 834, 2008, a

person shall not take by rod and line, from the waters of a river in any fishery district more than 3 sea trout on any day in any year.

4. It is prohibited for a person, where he or she has taken the number of sea trout permitted under Article 3 to -
 - (a) take by rod and line any sea trout from the waters of a river in any fishery district, other than by catch and release, or
 - (b) use or attempt to use worms as bait or any fish hooks, other than single barbless hooks, in angling for sea trout in the waters of the river.

5. The South Western Fisheries Region (River Bandon) Conservation of Sea Trout By-law No. 828, 2007 and the South Western Fisheries Region (River Inny, Lough Currane/Waterville Catchments Conservation of Sea Trout and Brown Trout) By-Law No. 796, 2005 are revoked.

GIVEN under my hand,
21 December 2011.

Fergus O'Dowd

Fergus O'Dowd

Minister of State at the Department of Communications,
Energy and Natural Resources

EXPLANATORY NOTE

(This is not part of the Bye-law and does not purport to be a legal interpretation).

This Bye-Law provides for a daily bag limit of 3 sea trout (less than 40 cm in length) and provides for the use of single barbless hooks and prohibits the use of worms as bait once the specified number of sea trout have been caught.

FOOTNOTE

Section 57 (7) of the Inland Fisheries Act, 2010 provides that any person aggrieved by this Bye-law may within 28 days after its publication in the Iris Oifigiúil, appeal against same to the High Court.