

DEPARTMENT OF COMMUNICATIONS, ENERGY AND NATURAL RESOURCES

INLAND FISHERIES ACTS 1959 TO 2010

CONSERVATION OF SALMON AND SEA TROUT (CATCH AND RELEASE)

BYE-LAW NO. 886, 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 Salmon and Sea Trout (Catch and Release) Bye-law No. 886, 2011.

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

2. In this Bye-law -

“catch and release” in relation to angling for salmon and sea trout in the waters of the rivers to which this Bye-law applies, means carefully handling any fish caught and immediately returning the fish alive to the waters;

“salmon” means fish of the species *Salmo salar* (Atlantic salmon);

“sea trout” means fish of the migratory form of *Salmo trutta*, but does not include a sea trout which is 40 centimetres or less in length measured in a straight line from the tip of the snout to the fork of the tail.

3. It is prohibited for a person, in a river mentioned in column (2) of the Schedule opposite mention of a fishery district in column (1) of the Schedule, to -

(a) take by rod and line any salmon or sea trout from the waters of the river, 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 salmon or sea trout in the waters of the river.

4. The Conservation of Salmon and Sea Trout (Catch and Release) Bye-law No.873, 2010 is revoked.

Schedule

Article 3

Fishery District (1)	River (2)
No. 3 or Waterford District	Colligan Corock R
No. 4 or Lismore District	Bride
No. 5 or Cork District	Argideen Glengarriff Adrigole
No.7 or Kerry District	Behy Owenascaul Milltown Feohanagh Kealincha Lough Fada Sheen
No. 9(2) or Connemara District	Lough na Furnace

<p>No. 10(1) or Ballinakill District</p>	<p>Carrownisky Bunowen Owenwee (Belclare)</p>
<p>No. 10 (2) or Bangor District</p>	<p>Shramore (Burrishoole)</p>
<p>No. 13 or Ballyshannon District</p>	<p>Bungosteen Oily Owenwee (Yellow River)</p>
<p>No. 14 or Letterkenny District</p>	<p>Tullaghobegley Ray Clady Bracky</p>
<p>No. 17(1) or Drogheda District</p>	<p>Boyne</p>
<p>No. 17(2) or Dundalk District</p>	<p>Castletown Dee Glyde</p>

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 catch and release in respect of salmon and sea trout (over 40 cm) in the rivers mentioned in the Bye-law. The Bye-law also provides for the use of single barbless hooks and prohibits the use of worms as bait in angling for salmon and sea trout over 40 cm.

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.