

DEPARTMENT OF COMMUNICATIONS, ENERGY AND NATURAL RESOURCES

INLAND FISHERIES ACTS 1959 TO 2010

CONSERVATION OF SALMON AND SEA TROUT (BAG LIMITS)

BYE-LAW NO. 885, 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 (Bag Limits) Bye-law No. 885, 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;

“fish” mean either salmon or sea trout or a combination of both;

“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. Notwithstanding anything contained in any bye-law prohibiting the taking or having possession of more than a specified number of salmon or sea trout, a person shall not take by rod and line more than 10 fish in any year.

4. Subject to Article 5, it is prohibited for a person to take by rod and line -

(a) during any year from 1 January to 11 May, more than 3 fish, but not more than 1 fish on any day during that period, and

(b) on any day in any year -

(i) from 12 May to 31 August, more than 3 fish, and

(ii) from 1 September to the end of the season, more than 1 fish.

5. 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, where he or she has taken the number of fish permitted under Article 3 or 4 to -

(a) take by rod and line any fish 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 fish in the waters of the river.

6. The Conservation of Salmon and Sea Trout (Bag Limits) Bye-law No. 874, 2010 is revoked.

Schedule

Article 5

Fishery District (1)	River (2)
No. 3 or Waterford District	Nore Suir including Clodiagh and Lingaun and Waterford Blackwater
No. 4 or Lismore District	Blackwater (Munster) including Glenshelane and Finisk
No. 5 or Cork District	Bandon Lower Lee Ilen Mealagh Owvane Coomhola Owenacurra
No. 7 or Kerry District	Croanshagh (Glanmore R. and L) Roughy

	<p>Blackwater</p> <p>Sneem</p> <p>Waterville/Cummeragh/Currane</p> <p>Inny</p> <p>Ferta</p> <p>Caragh</p> <p>Laune including Cottoners</p> <p>Maine</p> <p>Owenmore R.</p>
No. 8 or Limerick District	<p>Feale including Galey and Brick</p> <p>Mulkear</p>
No. 9(1) or Galway District	<p>Corrib</p>
No. 9(2) or Connemara District	<p>Ballynahinch (Owenmore)</p> <p>Screebe</p> <p>Cashla</p>
No. 10(1) or Ballinakill District	<p>Owenglin (Clifden)</p>

	Bundorragha (Delphi) Erriff Culfin Dawros
No. 10(2) or Bangor District	Owenmore R Owenduff Newport R (Lough Beltra) Glenamoy
No. 11 or Ballina District	Moy Easkey
No. 12 or Sligo District	Ballysadare Drumcliff Garvogue (R Bonet and L Gill)
No. 13 or Ballyshannon District	Duff Drowes Eske Glen

	Eany
No. 14 or Letterkenny District	Owenea and Owentocker Gweebarra Crana Gweedore (Crolly R)
No. 17(2) or Dundalk District	Fane

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 an annual bag limit of 10 fish being either salmon or sea trout (over 40 cm) per angler and provides for a season bag limit of 3 fish in the period 1 January to 11 May, a daily bag limit of 3 fish from 12 May to 31 August and a daily bag limit of 1 fish from 1 September to the end of the season. The Bye-law also provides for the use of single barbless hooks and prohibits the use of worms as bait once the specified number of fish have been caught in the specified periods.

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.