

**DEPARTMENT OF COMMUNICATIONS, CLIMATE ACTION AND  
ENVIRONMENT  
INLAND FISHERIES ACTS 1959 TO 2017  
FERMOY WEIR FLY FISHING ONLY (NO. 4 OR LISMORE DISTRICT)  
(MUNSTER BLACKWATER) BYE-LAW NO. 961 OF 2018**

I, Sean Kyne, Minister of State at the Department of Communications, Climate Action and Environment, in exercise of the powers conferred on me by section 57 of the Inland Fisheries Act 2010 (No. 10 of 2010) (as adapted by the Communications, Energy and Natural Resources (Alteration of Name of Department and Title of Minister) Order 2016 (S.I. No. 421 of 2016)) and the Communications, Climate Action and Environment (Delegation of Ministerial Functions) Order 2017 (S.I. No. 314 of 2017) hereby make the following bye-law:

1.       (1)       This bye-law may be cited as the Fermoy Weir Fly Fishing Only (No. 4 or Lismore District) (Munster Blackwater) Bye-law No. 961 of 2018.

          (2)       This Bye-law comes into operation on 28 June 2018.

2.       In this bye-law -

“catch and release” in relation to angling for salmon or sea trout in the waters to which this Bye-law applies, means the careful handling of any salmon caught and the immediate return of such salmon or sea trout alive to the water from which it was taken;

“fly fishing” means fishing using a rod and line and an artificial fly as bait;

“mounted fishing rod” means a fishing rod assembled with line and lure attached.

3. Notwithstanding anything contained in any bye-law, it is prohibited for any person to fish, except for fly fishing on a catch and release basis using a single barbless hook, on that part of the waters of the River Blackwater, in the No. 4 or Lismore District, that lies between, on the one hand, the crest of the weir known as Fermoy weir, in the townland of Carrignagroghera and in the townland of Fermoy, both in the barony of Condons and Clangibbon, in the Country of Cork and, on the other hand, an imaginary line drawn across the river at a right angle to the Mill Race wall from a point on the south bank which is 10 metres downstream from the point at which the weir meets the Mill Race wall to a point on the north bank.

4. It is prohibited for any person to have in his or her possession any mounted fishing rod at or on the weir known as Fermoy weir in the townland of Carrignagroghera and in the townland of Fermoy, both in the barony of Condons and Clangibbon, in the County of Cork, or to fish from the said weir.

**GIVEN under my Hand,**

**27 June 2018.**

**Sean Kyne**

**Minister of State at the Department of  
Communications, Climate Action and Environment.**

### **EXPLANATORY NOTE**

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

This Bye-law prohibits any fishing for any type of fish in those waters of the River Blackwater immediately downstream of Fermoy weir except by angling with a single barbless artificial fly on a catch and release basis and prohibits any fishing at all from or off the weir structure.

### **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.