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ANNEX A

MARINE AND COASTAL ACCESS ACT 2009

The Authority for the North Western Inshore Fisheries and Conservation District in exercise of the powers conferred by sections 155 and 156 of the Marine and Coastal Access Act 2009 makes the following byelaw for that District.

NWIFCA BYELAW 6

PROTECTION FOR EUROPEAN MARINE SITE FEATURES

Interpretation

1. In this byelaw:
 - a) 'the Authority' means the North Western Inshore Fisheries and Conservation Authority as defined in articles 2 and 4 of the North Western Inshore Fisheries and Conservation Order 2010 (SI 2010 No. 2200);
 - b) 'the District' means the North Western Inshore Fisheries and Conservation District as defined in articles 2 and 3 of the North Western Inshore Fisheries and Conservation Order 2010 (SI 2010 No. 2200);
 - c) 'specified areas' means the areas defined in the Schedule;
 - d) "bottom towed fishing gear" means any fishing gear or equipment which is capable of being towed, dragged or moved along the seabed including any fishing dredge, beam trawl or otter trawl;
2. Co-ordinates used in this byelaw are measured from WGS 84 datum. The WGS 84 means the World Geodetic System revised in 1984 and 2004.

Prohibitions

3. No person shall use any bottom towed fishing gear in the specified areas except with the written permission of and using gear approved by the Authority.

4. Bait collection and hand worked fisheries are prohibited in the Morecambe Bay EMS seagrass beds closed area.
5. The Shell Flat & Lune Deep SAC reef closed area” described above may be entered by a vessel towing bottom towed gear provided that:
 - a) The owner(s) of the vessel obtains an Authorisation from the NWIFCA permitting the use of that specified vessel within ‘The Shell Flat & Lune Deep SAC reef closed area’ within 6 months of the byelaw coming into force.
 - b) To obtain an Authorisation the owner must demonstrate that the specified vessel fished within this area for at least 5 days within the last 36 months immediately prior to the byelaw being made; and
 - c) The specified vessel remains in the same legal and beneficial ownership as on the date of this byelaw being made; and,
 - d) This Authorisation obtained under this byelaw is not transferable and will permit the vessel to fish in ‘The Shell Flat & Lune Deep SAC reef closed area’ using the same methods and at the same frequency as were used in fishing prior to the introduction of this byelaw.

Schedule

‘The Solway Firth EMS *Sabellaria alveolata* reef closed area’ means the area enclosed a line connecting the following points A,B,C,D, E in order and returning to Point A along the line of MHW, as shown in Figure 1:

Point A	54° 49.01' N	3° 25.69' W
Point B	54° 49.01' N	3° 27.95' W
Point C	54° 48.66' N	3° 28.52' W
Point D	54° 47.00' N	3° 27.42' W
Point E	54° 47.00' N	3° 25.96' W

‘The Morecambe Bay EMS seagrass beds closed areas’ means the separate areas enclosed by: a line connecting the following points F,G, H, I in order and returning to Point F along the line of MHW; a line connecting the following points K, L, M, N in order and returning to Point K; a line connecting the following points O, P, Q, R in order and returning to Point O along the line of MHW; and a line connecting the following points S, T, V, W in order and returning to Point S along the line of MHW, as shown in Figure 2:

Point F	54° 04.46' N	3° 10.39' W
Point G	54° 04.46' N	3° 10.30' W
Point H	54° 04.34' N	3° 10.27' W
Point I	54° 04.42' N	3° 09.82' W
Point K	54° 04.37' N	3° 12.82' W
Point L	54° 04.40' N	3° 12.18' W
Point M	54° 04.08' N	3° 12.14' W
Point N	54° 04.06' N	3° 12.77' W
Point O	54° 05.87' N	3° 11.25' W
Point P	54° 05.45' N	3° 12.34' W

Point Q 54° 04.79' N 3° 10.72' W

Point R 54° 04.91' N 3° 10.41' W

Point S 54° 04.31' N 3° 09.51' W

Point T 54° 04.39' N 3° 09.34' W

Point V 54° 04.24' N 3° 09.13' W

Point W 54° 04.15' N 3° 09.29' W

'The Morecambe Bay EMS Walney Channel boulder and cobble reef closed area' means the area enclosed by a line connecting the following points A, B, C, D, E in order and returning to Point A, as shown in Figure 2:

Point A 54° 04.97' N 3° 12.28' W

Point B 54° 04.40' N 3° 10.44' W

Point C 54° 04.32' N 3° 10.39' W

Point D 54° 04.20' N 3° 10.56' W

Point E 54° 04.82' N 3° 12.44' W

'The Morecambe Bay EMS Heysham Flat *Sabellaria alveolata* reef closed area' means the area enclosed by a line connecting the following points A, B, C, D, E in order and returning to Point A, as shown in Figure 3:

Point A 54° 03.43' N 2° 55.23' W

Point B 54° 03.70' N 2° 54.56' W

Point C 54° 03.70' N 2° 54.30' W

Point D 54° 03.19' N 2° 54.30' W

Point E 54° 03.19' N 2° 55.16' W

'The Dee Estuary EMS Hilbre Island *Sabellaria alveolata* reef closed area' means the area enclosed by a line connecting the following points A, B, C, D in order and returning to Point A, as shown in Figure 4:

Point A 53° 22'.94N 3° 13'.87W

Point B 53° 23'.02N 3° 13'.74W

Point C 53° 22'.58N 3° 13'.05W

Point D 53° 22'.52N 3° 13'.14W

'The Shell Flat & Lune Deep SAC reef closed area' means the area enclosed a line connecting the following points A,B,C,D, E, F, G, H, I, J, K, L, M in order and returning to Point A, as shown in Figure 5:

Point A 53° 57.72' N 3° 5.88' W

Point B 53° 57.53' N 3° 5.71' W

Point C 53° 57.28' N 3° 5.91' W

Point D 53° 56.71' N 3° 7.35' W

Point E 53° 56.38' N 3° 9.20' W

Point F 53° 55.79' N 3° 10.27' W

Point G 53° 55.15' N 3° 11.55' W

Point H 53° 54.34' N 3° 12.93' W

Point I 53° 54.47' N 3° 13.37' W

Point J 53° 55.22' N 3° 12.55' W

Point K 53° 56.22' N 3° 10.60' W

Point L 53° 56.89' N 3° 8.54' W

Point M 53° 57.01' N 3° 7.70' W

Explanatory Note
(This note does not form part of the Byelaw)

This byelaw prohibits the use without written consent from the NWIFCA of all towed fishing gear in parts of European Marine Sites (EMS) in the NWIFCA District which contain features of conservation importance. Protection is required to ensure compliance with the Habitats Directive.

The specified areas closed by this byelaw are defined in the Schedule to this byelaw.

The specified areas are identified, for illustrative purposes only, on the maps in Figures 1-4.

I hereby certify that the above byelaw was made by the Authority at their meeting on 6th December 2013

STEPHEN ATKINS
Chief Executive to the North Western Inshore Fisheries and Conservation Authority
1 Preston Street
Carnforth,
Lancashire,
LA5 9BY

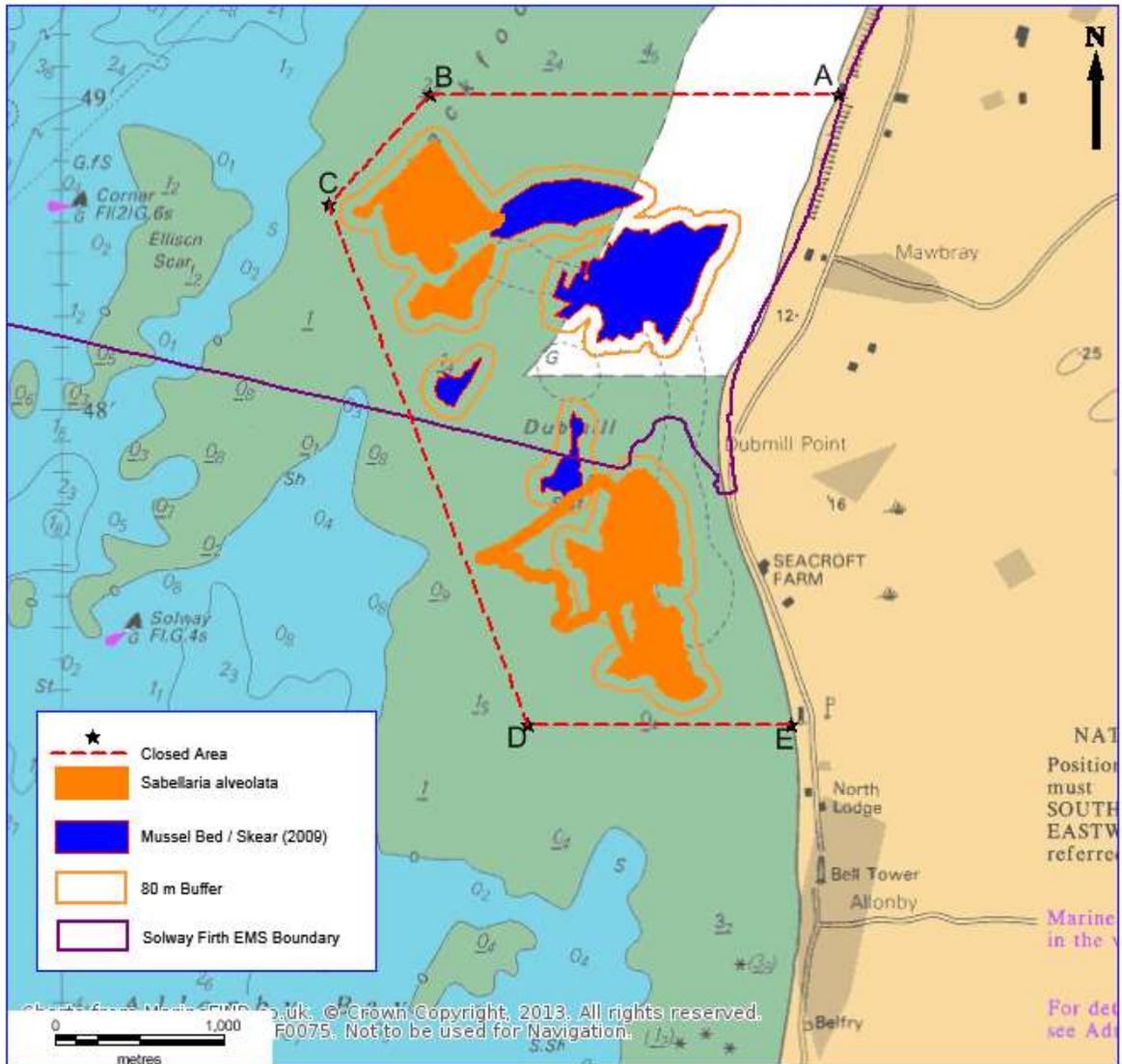
The Secretary of State for Environment, Food and Rural Affairs in exercise of the power conferred by section 155(4) of the Marine and Coastal Access Act 2009 confirms the Byelaw Protection for European Marine Site Features made by the North Western Inshore Fisheries and Conservation Authority on 6th December 2013

A Senior Civil Servant for, and on behalf of, the Secretary of State for Environment, Food and Rural Affairs

Date:

North Western Inshore Fisheries and Conservation Authority
 Byelaw 6 Protection for European Marine Site Features

Figure 1. The Solway Firth EMS *Sabellaria alveolata* reef closed area



Coordinates

A	54° 49.01' N	3° 25.69' W
B	54° 49.01' N	3° 27.95' W
C	54° 48.66' N	3° 28.52' W
D	54° 47.00' N	3° 27.42' W
E	54° 47.00' N	3° 25.96' W

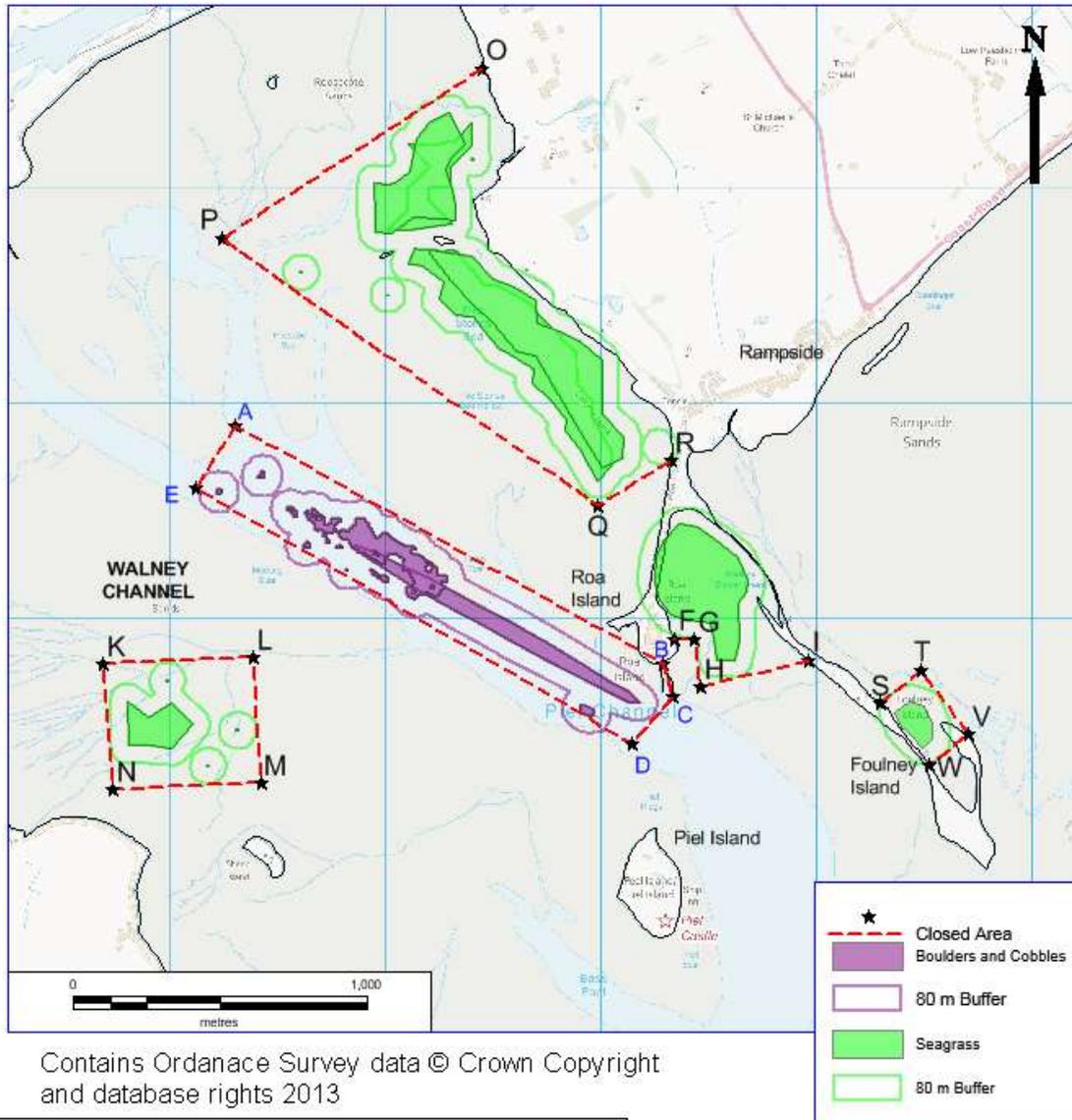
This map is for illustrative purposes only

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 Byelaw 6 Protection for European Marine Site Features

Figure 2. The Morecambe Bay EMS seagrass beds closed area and Walney Channel boulder and cobble reef closed area

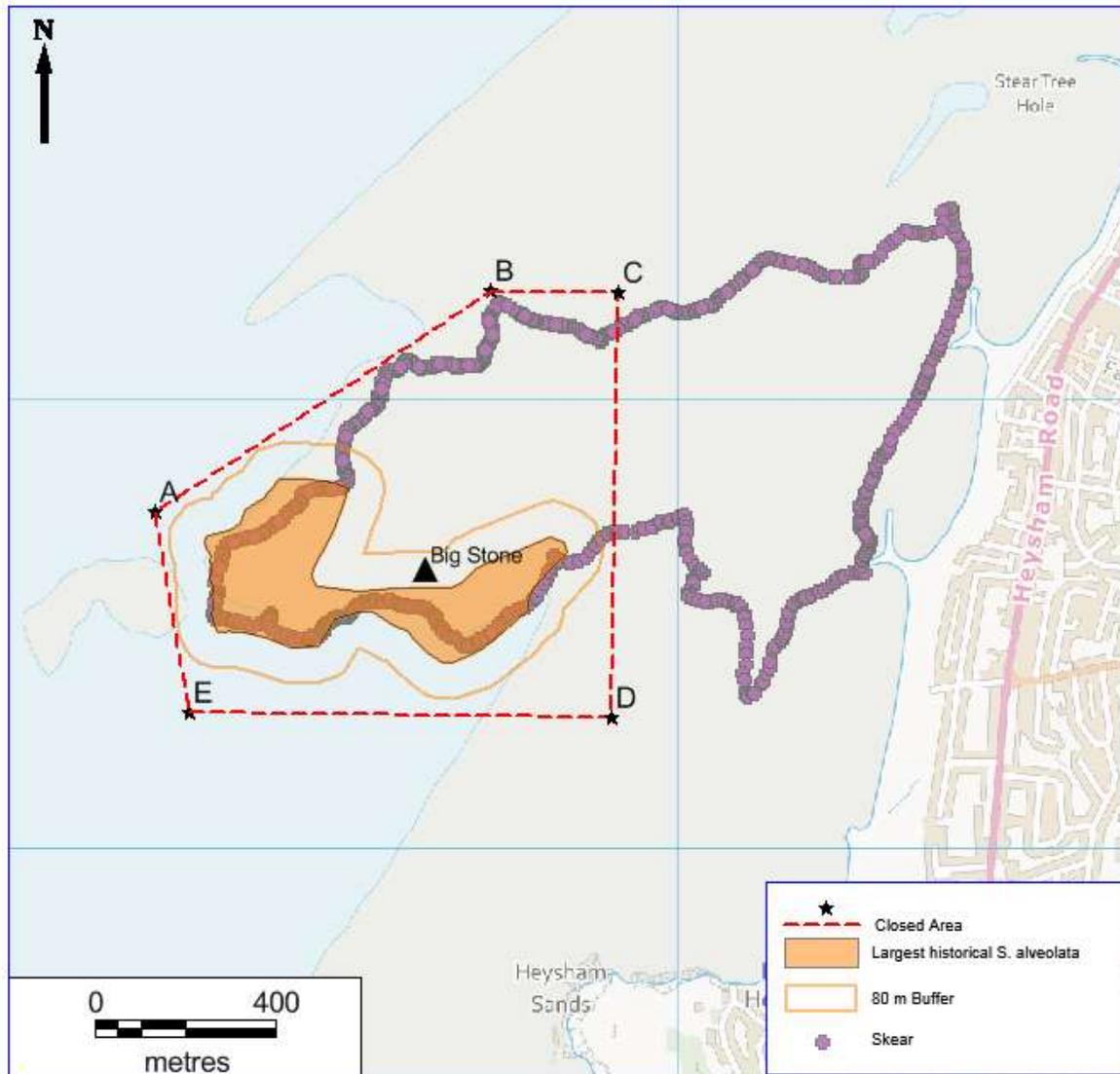


Coordinates

A 54° 04.97' N 3° 12.28' W	K 54° 04.37' N 3° 12.82' W
B 54° 04.40' N 3° 10.44' W	L 54° 04.40' N 3° 12.18' W
C 54° 04.32' N 3° 10.39' W	M 54° 04.08' N 3° 12.14' W
D 54° 04.20' N 3° 10.56' W	N 54° 04.06' N 3° 12.77' W
E 54° 04.82' N 3° 12.44' W	O 54° 05.87' N 3° 11.25' W
F 54° 04.46' N 3° 10.39' W	P 54° 05.45' N 3° 12.34' W
G 54° 04.46' N 3° 10.30' W	Q 54° 04.79' N 3° 10.72' W
H 54° 04.34' N 3° 10.27' W	R 54° 04.91' N 3° 10.41' W
I 54° 04.42' N 3° 09.82' W	S 54° 04.31' N 3° 09.51' W
	T 54° 04.39' N 3° 09.34' W
	V 54° 04.24' N 3° 09.13' W
	W 54° 04.15' N 3° 09.29' W

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 Figure 3. The Morecambe Bay EMS Heysham Flat *Sabellaria alveolata* reef closed area



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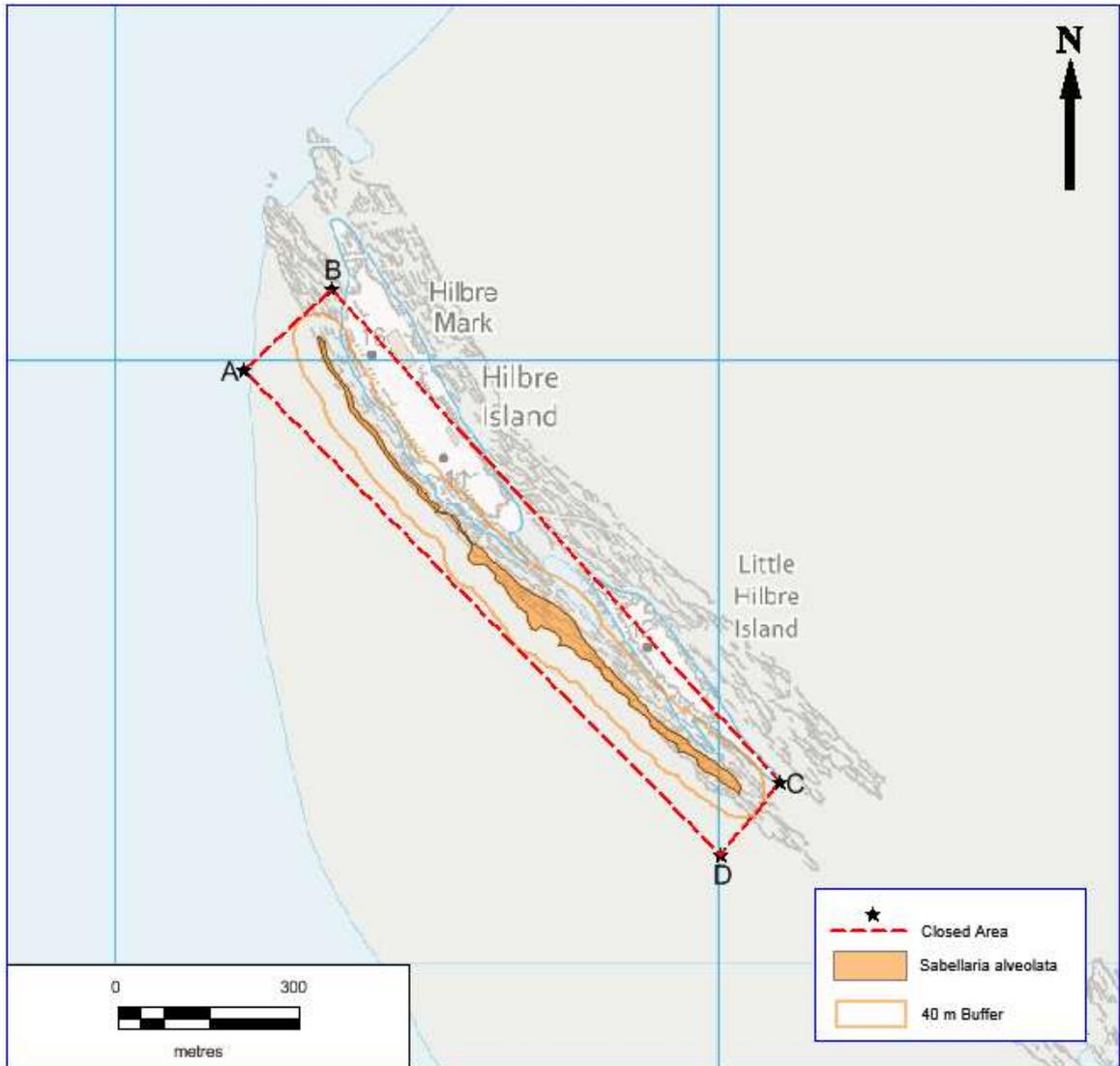
Coordinates

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 D 54° 03.19' N 2° 54.30' W
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Figure 4. The Dee Estuary EMS Hilbre Island *Sabellaria alveolata* reef closed area



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Coordinates

A	53° 22.94' N	3° 13.87' W
B	53° 23.02' N	3° 13.74' W
C	53° 22.58' N	3° 13.05' W
D	53° 22.52' N	3° 13.14' W

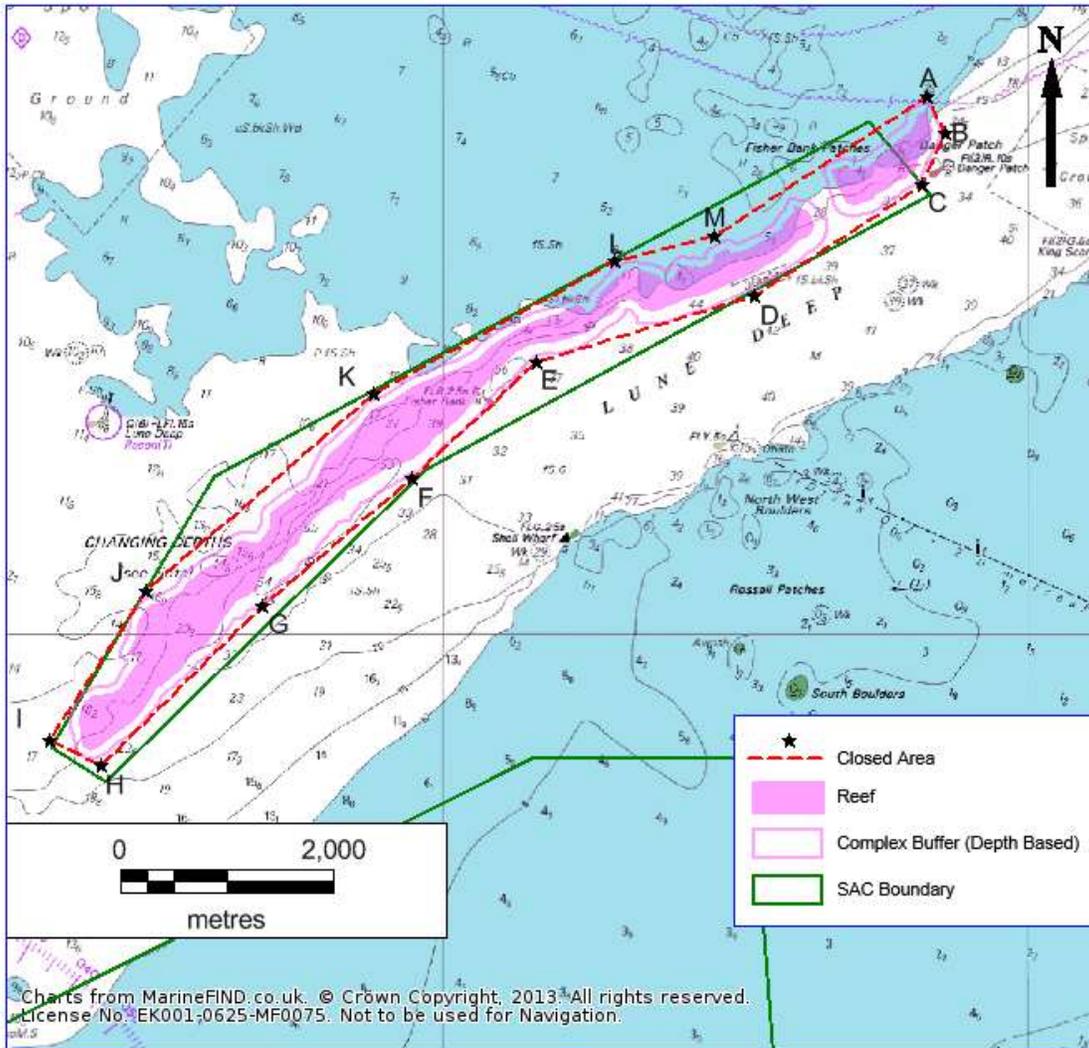
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 Byelaw 6 Protection for European Marine Site Features

Figure 5. The Shell Flat & Lune Deep SAC reef closed area



Coordinates

A	53° 57.72' N	3° 5.88' W
B	53° 57.53' N	3° 5.71' W
C	53° 57.28' N	3° 5.91' W
D	53° 56.71' N	3° 7.35' W
E	53° 56.38' N	3° 9.20' W
F	53° 55.79' N	3° 10.27' W
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