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ANNEX C

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 8

PROHIBITION OF FOUL HOOKING

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).

Prohibitions

2. No person for the purposes of fishing for sea fish in any part of the district shall use a rod, line, device or any other instrument in a manner calculated to foul hook or to take any sea fish other than by hooking them in the mouth.

Exception

- 3 This byelaw shall not apply to any person performing an act which would otherwise constitute an offence against this byelaw if that act was carried out in accordance with a written permission issued by the Authority permitting that act for scientific, management, stocking or breeding purposes.
- 4 This byelaw shall not prohibit the use of a gaff for the purpose of landing fish taken by an approved method of capture.

Revocation of Legacy Byelaws

5 The following byelaws made by the North Western and North Wales Sea Fisheries Committee are revoked in so far as they apply within the District:

Byelaw 18 Foul hooking of seafish

6 The following byelaws made by the Cumbria Sea Fisheries Committee are revoked in so far as they apply within the District:

Byelaw 17 Taking of fish other than by hooking them in the mouth

Explanatory Note

(This note does not form part of the byelaw)

This byelaw is designed to prevent unnecessary injury to sea fish by prohibiting the practice of dragging either a hook or using other devices known for example as a "Strokehaul", "Fluke Bar" or "Murderer" across the sea bed with the intention of taking fish by foul hooking.