

NWSFC BYELAW 26 - FIXED ENGINES - PROHIBITIONS AND AUTHORISATIONS (ENGLAND).

Byelaw confirmed 10.03.11

This byelaw applies to that part of the District within a line drawn on the seaward side of the baselines 6 nautical miles from the baselines from which the breadth of the territorial sea adjacent to the United Kingdom is measured. For the purposes of this paragraph "the baselines" means the baselines as they existed at 25th January, 1983 in accordance with the Territorial Waters Order in Council 1964 (1965 III p.6452A) as amended by the Territorial Waters (Amendment) Order in Council 1979 (1979 II p.2866).

- a) The placing and use of fixed engines for the taking of sea fish is prohibited in those parts of the District numbered 1 to 11 as defined in paragraph (c) below during the period 1st May to 30th November following except for:
- i. Anchored flue nets placed or used in the parts of the District numbered 2 and 3 during the period 1st July to 30th November following with the written permission of the Authority and subject to conditions 1) to 4) below and the conditions set out at paragraph b) below;
 - (1) No net to exceed 75m in length when measured along the headline.
 - (2) The elapsed time period between shooting the net and hauling the net shall not exceed 30 minutes.
 - (3) All nets shall be actively worked by passing or splashing during the fishing operation.
 - (4) Only one such net shall be carried or used at any time.
 - ii. Moored whitebait filter nets placed or used seaward of a line drawn from Bazil Point (Latitude 54° 00.25' North, Longitude 02° 51.50' West) to Fishnet Point (Latitude 54° 00.03' North, Longitude 02° 51.00' West) in the part of the District numbered 5 during the periods 1st May to 31st May following and 1st September and 30th November following with the written permission of the Authority and subject to the conditions set out at paragraph b) below;
 - iii. Fixed engines placed or used for fishing for sea fisheries resources in the parts of the District numbered 8 to 11 during the period 1st May to 30th November following with the written permission of the Authority and subject to the conditions set out at paragraph b) below.
- b) Any permission issued by the Authority under paragraph a) above shall be under the hand of the Chief Officer and shall be subject to conditions set out in the permission as detailed in sub-paragraphs (i) to (v) below.
- i. Permissions under this paragraph shall be issued to the user of a fixed engine on demand, not transferable, numbered, shall be valid subject to sub-paragraph (iii) below, for a part of the District as defined in paragraph c) of this byelaw and shall specify the type and numbers of fixed engines to which they apply.
 - ii. Permissions shall be valid during the period from 1st May until 30th November inclusive in each year except in respect to anchored flue nets for which the period shall be 1st July to 30th November following and moored whitebait filter nets for which the period shall be 1st May to 31st May following and/or 1st September to 30th November following.
 - iii. Upon notification in writing to a person who has been issued a permission to place and use a fixed engine, the placing and use of that fixed engine may be temporarily suspended by the Authority in parts of the areas defined at paragraph c) below in order to protect salmon and sea trout and their migration.
 - iv. A fixed engine subject to any permissions under this byelaw shall be set and used in such manner that there is no interference with the migration of salmon or sea trout and that

such fish are not taken. If such fish are taken, they shall be put back into the sea immediately and the fixed engine shall be re-set as soon as possible to avoid any reoccurrence.

- v. The holder of a permission under this byelaw shall be required to submit to the Authority, no later than the 5th day of the month immediately following the period of use of the relevant fixed engine or fixed engines, such information in regard to catches and fishing effort under the terms of such permission as the Authority may require.
- b) The parts of the District referred to in paragraph a) above are those parts inshore of the following lines:
- (1) Duddon Estuary - a line drawn from Green Road Station (Latitude 54° 14.6' North, Longitude 03° 14.7' West) to Whelpshead Crag (Latitude 54° 14.5' North, Longitude 03° 12.5' West) thence to Dunnerholme Point (Latitude 54° 12.5' North, Longitude 03° 12.6' West).
 - (2) Leven Estuary - a line drawn from Canal Foot (Latitude 54° 11.4' North, Longitude 03° 03.1' West) to the grain silo at Sandgate Marsh Farm (Latitude 54° 10.2' North, Longitude 02° 59.3' West).
 - (3) Kent Estuary - a line drawn from the seaward tip of Holme Island (Latitude 54° 11.5' North, Longitude 02° 53.3' West) to Blackstone Point (Latitude 54° 11.3' North, Longitude 02° 52.0' West).
 - (4) Keer Estuary - a line drawn from the disused chimney in position Latitude 54° 09.1' North, Longitude 02° 49.4' West) in a 186° (True) direction to Scalestone Point (Latitude 54° 05.0' North, Longitude 02° 50.1' West)
 - (5) Lune Estuary - a line drawn from Sunderland Point (Latitude 53° 59.4' North, Longitude 02° 52.8' West) to Cockersand Abbey (Latitude 53° 58.6' North, Longitude 02° 52.4' West).
 - (6) Wyre Estuary - a line drawn from the shoreward end of Knott End Ferry Slipway (Latitude 53° 55.7' North, Longitude 02° 59.8' West) to the lower lighthouse at Fleetwood (Latitude 53° 55.7' North, Longitude 03° 00.45' West).
 - (7) Ribble Estuary - a line drawn from St. Cuthberts Church Lytham St. Annes (Latitude 53° 44.3' North, Longitude 02° 58.5' West) in a 167° (True) direction to Crossens Sewage Works (Latitude 53° 40.8' North, Longitude 02° 57.1' West).
 - (8) Duddon Estuary - a line drawn from Haverigg Point (Latitude 54° 11.3' North, Longitude 03° 19.0' West) in a 152° (True) direction to high water mark on Walney Island in the vicinity of Shope Tree Scar (Latitude 54° 08.6' North, Longitude 03° 16.5' West) and a line drawn between Lowsy Point (Latitude 54° 09.2' North, Longitude 03° 14.8' West) and North End Haws (Latitude 54° 09.0' North, Longitude 03° 15.0' West) except the area defined at (1) above.
 - (9) Leven, Kent and Keer Estuaries - a line drawn from Aldingham Church (Latitude 54° 07.6' North, Longitude 03° 05.8' West) in a 114° (True) direction to Morecambe Stone Jetty Light (Latitude 54° 04.4' North, Longitude 02° 52.7' West) except the areas defined at (2), (3) and (4) above.
 - (10) Lune Estuary - a line from the Lighthouse at the seaward end of South Jetty at Heysham (Latitude 54° 01.9' North, Longitude 02° 55.7' West) in a 226° (True) direction to the vicinity of the King's Scar Buoy (Latitude 53° 57.0' North, Longitude 03° 04.3' West) thence in a 147° (True) direction to Rossall Point Coast Guard (Latitude 53° 55.3' North, Longitude 03° 02.6' West) except the areas defined at (5) and (6) above.

- (11) Ribble Estuary - a line drawn from the root of St. Annes Pier (Latitude 53° 44.9' North, Longitude 03° 02.1' West) in a 232° (True) direction to a position Latitude 53° 41.7' North, Longitude 03° 08.9' West in the vicinity of the Gut Buoy thence in a 118° (True) direction to the root of Southport Pier (Latitude 53° 39.2' North, Longitude 03° 00.8' West) except the area defined at (7) above.