

1977 No. 59

FISHERIES

**Lough Erne Commercial Fishing Control Byelaws
(Northern Ireland) 1977**

Made 3rd February 1977

Coming into operation 1st April 1977

The Fisheries Conservancy Board for Northern Ireland, in exercise of its powers under Section 26 of the Fisheries Act (Northern Ireland) 1966(a) and of every other power enabling it in that behalf, with the approval of the Department(b) of Agriculture hereby makes the following Byelaws:

Citation and commencement

1. These Byelaws may be cited as the Lough Erne Commercial Fishing Control Byelaws (Northern Ireland) 1977, and shall come into operation on 1st April 1977.

Interpretation

2. In these Byelaws:

“coarse fish” means freshwater fish other than salmon, trout, rainbow trout, eels and pollen;

“commercial fishing” means fishing by persons holding fishing licences (other than eel licences) or their agents previously authorised in writing by them to fish otherwise than by rod and line or hand line;

“defined mouth” means the mouth of a river as defined by the Definitions of Mouths of Rivers Order (Northern Ireland) 1973(c).

Application

3. These Byelaws shall apply only to Upper and Lower Lough Erne.

Restrictions on commercial fishing

4.—(1) A person shall not use any long line for the purpose of taking pike or any net for the purpose of taking any coarse fish or pollen in the following areas of Upper and Lower Lough Erne:—

(a) The area between an imaginary line drawn from the most easterly point in the townland of Tullydevenish to the nearest point on the shore of Devenish Island, thence along the western shore of Devenish Island to the most northerly point of Devenish Island and thence to the nearest point on the shore of Lough Erne in the townland of Rosahilly, and an imaginary line drawn from the point where the outlet of Yoan Lough joins Lough Erne to the nearest point on the shore of Lough Erne in the townland of Drumsna.

(a) 1966 c. 17 (N.I.)

(b) Formerly Ministry: see 1973 c. 36 s. 40 and Sch. 5 para. 8(1)

(c) S.R. & O. (N.I.) 1973 No. 438 (II, p. 2613)

- (b) The area between an imaginary line drawn from the point where the outlet of Lough Erne joins Lough Erne to the nearest point on the shore of Lough Erne in the townland of Ring, and an imaginary line drawn through the most westerly point of Cleenish Island to the nearest point on the northern shore of Lough Erne in the townland of Ring and to the nearest point on the southern shore of Lough Erne in the townland of Tully.
- (c) The area between an imaginary line drawn from the most westerly point on the northern shore of Innishmore Island opposite Knock Island to the nearest point on the shore of Lough Erne in the townland of Clonatríg opposite Knock Island, and an imaginary line drawn across Lough Erne at the Metal Road Bridge which joins the townland of Clontycoora on Innishmore Island to the townland of Portreagh on the opposite shore of Lough Erne.
- (d) The area between an imaginary line drawn from the point where the outlet of Gola Lough joins Lough Erne to the nearest point on the shore of Lough Erne in the townland of Carry, and an imaginary line drawn from the point where the outlet from Derryhowlaght Lough joins Lough Erne to the nearest point in the townland of Bellisle and thence westward along the shore of Bellisle to the most northerly point of Bellisle and thence to the nearest point on the shore of Lough Erne in the townland of Drummeec.
- (e) Within one mile of the defined mouths of the following rivers flowing into Lough Erne:
- the Termon River, the Waterfoot River, the Garvary River, the Ballycassidy River, the Bannagh River, the Kesh River, the Dunmany or Colebrooke River, the Cladagh or Swanlinbar River, the Arney River and the Sillees River.

(2) Within the area of Lower Lough Erne which lies westward of an imaginary line drawn from Hill's Island to Eagle Island, thence to the most westerly point of Boa Island, thence along the line of the western shore of Boa Island to the county road and thence along the line of the said county road to where the said road meets the shore of Lower Lough Erne in the townland of Rosscrannagh a person shall not use any long line for the purpose of taking pike or any net for the taking of coarse fish or pollen, save a net used for the taking of pike which is placed in the water not more than ten yards from any bed composed of emergent water plants.

Use of nets and long lines

5. Subject to Byelaw 4 it shall be lawful to take or capture coarse fish and pollen by means of nets and to use long lines for the capture of pike.

Restrictions on the use of boats

6. Boats used for commercial fishing shall not exceed 18 feet length overall and 5 feet 6 inches beam.

Close seasons

7.—(1) Subject to paragraph 2 the annual close season for the taking of pike by means of long lines and for the taking of coarse fish by means of single wall set nets or trammel nets and draft nets shall be from the 15th day of April to the 30th day of September in each year.

(2) There shall be no close season for the taking of coarse fish by means of bait nets where the fish taken are for use solely as bait.

Revocation

8. The Lough Erne Commercial Fishing Control Bye-laws (Northern Ireland) 1973(d) are hereby revoked.

Sealed with the Common Seal of the Fisheries Conservancy Board for Northern Ireland on 3rd February 1977.

(L.S.)

Savill Hicks
Chairman

R. G. Weaver
Secretary

The Department of Agriculture hereby approves the foregoing Byelaws.

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 2nd March 1977.

(L.S.)

J. C. Chalmers
Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Byelaws but is intended to indicate their general purport.)

These Byelaws specify the methods of commercial fishing which are permitted in Upper and Lower Lough Erne. They define certain areas within those Loughs where commercial fishing is prohibited or restricted and prescribe an annual close season for commercial fishing for coarse fish. They also place a limit on the size of boats which may be used for commercial fishing on Upper and Lower Lough Erne.