

EXPLANATORY MEMORANDUM TO

The Foyle Area (Control of Fishing) (Amendment) Regulations 2012

SR 2012 No. 459

1. Introduction

1.1. This Explanatory Memorandum has been prepared by the Foyle, Carlingford and Irish Lights Commission to accompany the Statutory Rule (details above) which is laid before the Northern Ireland Assembly.

1.2 The Statutory Rule is made under section 13(1) of the Foyle Fisheries Act 1952 and section 13(1) of the Foyle Fisheries Act (Northern Ireland) 1952 (as amended by S.I. 1999/859 and S.I. 2007/915 (N.I. 9)) and is subject to the negative resolution procedure.

2. Description

2.1 These Regulations amend the Foyle Area (Control of fishing) Regulations 2010 by making an amendment to the definition of “catch and release”, increasing the minimum gape of hook permitted for use while angling for salmon, sea trout or brown trout from 7mm to 12 mm in any waters to which restrictions to angling to catch and release applies.

3. Consultation

3.1 The regulations were the subject to a full public consultation as part of the Foyle Area and Carlingford Area (Angling) (Amendment) Regulations 2012 public consultations which included local stakeholders.

4. Territorial Extent and Application

5.1 This Statutory Rule applies to the Foyle Area.

5. European Convention on Human Rights

6.1 The proposed legislation has been screened for these issues and none were identified.

6. Equality Impact

7.1 These regulations have been subject to equality screening, carried out by the Loughs Agency, which found that a full EQIA is not necessary as the proposals apply equally to, and will have no disproportionate effect on, the section 75 groups.

7. Regulatory Impact

8.1 A Partial Regulatory Impact Assessment was prepared for this instrument as part of the Partial Regulatory Impact Assessment prepared for the Foyle Area and Carlingford Area (Angling) (Amendment) Regulations and circulated to stakeholders with the consultation papers.

8. Financial Implications

9.1 None.

9. Section 24 of the Northern Ireland Act 1998

10.1 These regulations comply with section 24 of the Northern Ireland Act 1998.

10. EU Implications

11.1 None

11. Additional Information

12.1 None