



Water Resources Act 1991

1991 CHAPTER 57

PART IX

MISCELLANEOUS AND SUPPLEMENTAL

Byelaws

212 Compensation in respect of certain fisheries byelaws.

(1) Where—

- (a) the owner or occupier of any fishery by notice to the [^{F1}Agency] claims that the fishery is injuriously affected by a byelaw made for any of the purposes specified in subsection (2) below; and
- (b) that claim is made at any time before the end of twelve months after the confirmation of the byelaw,

[^{F2}the Agency may pay that person such amount by way of compensation as it considers appropriate.]

(2) The purposes mentioned in subsection (1)(a) above are the following purposes specified in paragraph 6(2) of Schedule 25 to this Act, that is to say—

- (a) prohibiting the use for taking [^{F3}any fish to which paragraph 6 of that Schedule applies] of any instrument [^{F4}... in such waters and at such times as are prescribed by the byelaw;
- (b) specifying the nets and other instruments [^{F5}... which may be used for taking [^{F6}any such fish] and imposing requirements as to the use of such nets and other instruments;
- (c) imposing requirements as to the construction, design, material and dimensions of any such nets or instruments, including in the case of nets the size of mesh.

^{F7}(3)

(4) Expressions used in this section and in the Salmon and Freshwater Fisheries Act 1975 have the same meanings in this section as in that Act.

Status: Point in time view as at 12/01/2010. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Water Resources Act 1991, Section 212. (See end of Document for details)

Textual Amendments

- F1** Words in s. 212 substituted (subject to other provisions of the amending Act) (1.4.1996) by 1995 c. 25, s. 120(1), **Sch. 22 para. 128** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3** (with art. 4)
- F2** Words in s. 212(1) substituted (12.1.2010) by Marine and Coastal Access Act 2009 (c. 23), **ss. 227(2), 324(3)**; S.I. 2009/3345, art. 2, Sch. para. 14
- F3** Words in s. 212(2)(a) substituted (12.1.2010) by Marine and Coastal Access Act 2009 (c. 23), s. 324(3), **Sch. 16 para. 23(2)(a)(i)**; S.I. 2009/3345, art. 2, Sch. para. 15(i)
- F4** Words in s. 212(2)(a) repealed (12.1.2010) by Marine and Coastal Access Act 2009 (c. 23), s. 324(3), Sch. 16 para. 23(2)(a)(ii), **Sch. 22 Pt. 5(B)**; S.I. 2009/3345, art. 2, Sch. paras. 15(i), 27(b)
- F5** Words in s. 212(2)(b) repealed (12.1.2010) by Marine and Coastal Access Act 2009 (c. 23), s. 324(3), Sch. 16 para. 23(2)(b)(i), **Sch. 22 Pt. 5(B)**; S.I. 2009/3345, art. 2, Sch. paras. 15(i), 27(b)
- F6** Words in s. 212(2)(b) substituted (12.1.2010) by Marine and Coastal Access Act 2009 (c. 23), s. 324(3), **Sch. 16 para. 23(2)(b)(ii)**; S.I. 2009/3345, art. 2, Sch. para. 15(i)
- F7** S. 212(3) repealed (12.1.2010) by Marine and Coastal Access Act 2009 (c. 23), ss. 227(3), 324(3), **Sch. 22 Pt. 5(B)**; S.I. 2009/3345, art. 2, Sch. paras. 14, 27(b)

Status:

Point in time view as at 12/01/2010. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Water Resources Act 1991, Section 212.