
STATUTORY INSTRUMENTS

2015 No. 10

The Keeping and Introduction of Fish (England and River Esk Catchment Area) Regulations 2015

PART 2

OFFENCES RELATING TO THE INTRODUCTION AND KEEPING OF FISH

Keeping fish

5.—(1) A person who keeps in inland waters, otherwise than under and in accordance with the terms of a permit granted under regulation 6, any fish of a kind to which this regulation applies commits an offence.

(2) This regulation applies to any fish which belongs to a taxonomic order specified in Part 1 of the Schedule and is not of a species specified in Part 2 of the Schedule.

(3) In relation to a protected area, this regulation also applies to fish of any species which would otherwise be absent from that area.

(4) In paragraph (3) a “protected area” is—

- (a) a site of special scientific interest, as defined by section 52(1) of the Wildlife and Countryside Act 1981⁽¹⁾;
- (b) a European site or European marine site as defined by regulation 8 of the Conservation of Habitats and Species Regulations 2010⁽²⁾;
- (c) a wetland designated under paragraph 1 of article 2 of the Ramsar Convention, as defined by section 37A(4) and (5) of the Wildlife and Countryside Act 1981⁽³⁾.

(1) 1981 c. 69. Relevant amendments to section 52(1) were made by section 75(1) of, and paragraph 5(1) and (2) of Schedule 9 to, the Countryside and Rights of Way Act 2000 (c. 37).

(2) S.I. 2010/490. Regulation 8 was amended by S.I. 2012/1927.

(3) Section 37A was inserted by section 77 of the Countryside and Rights of Way Act 2000 (c. 37).