

Changes to legislation: There are currently no known outstanding effects for the Fisheries Act 1981, Cross Heading: Offences against byelaws relating to salmon and other freshwater fishing. (See end of Document for details)

SCHEDULES

SCHEDULE 4

EXEMPTIONS FOR FISH FARMING

PART I

OFFENCES TO WHICH SECTION 33(1) OF THIS ACT APPLIES

[^{F1} Offences against byelaws relating to salmon and other freshwater fishing]

Textual Amendments

F1 Sch. 4 para. 6 and preceding cross-heading substituted for para. 6 (E.W.) (1.12.1991) by [Water Consolidation \(Consequential Provisions\) Act 1991 \(c. 60\), ss. 2, 4\(2\), Sch. 1 para. 37](#)

- ^{F2}[6 Any offence under section 211 of the Water Resources Act 1991 consisting in a contravention of a byelaw made for any of the following purposes mentioned in paragraph 6(2) of Schedule 25 to that Act—
- (a) prohibiting the taking or removal from any water without lawful authority of any fish [^{F3}to which paragraph 6 of that Schedule applies,] whether alive or dead;
 - [specifying close seasons or times for the taking of any fish to which that paragraph applies by such means as may be prescribed by the byelaws;]
 - ^{F4}(aa) (b) prohibiting or regulating the taking of [^{F5}any fish to which that paragraph applies of a size greater or] less than that prescribed by the byelaw;
 - (c) prohibiting the use for taking [^{F6}fish to which that paragraph applies] of any instrument ^{F7} ... in such waters and at such times as are prescribed by the byelaw;
 - (d) specifying the nets and other instruments ^{F8} ... which may be used for taking [^{F9}fish to which that paragraph applies] and imposing requirements as to the use of such nets and other instruments;
 - (e) 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;
 - (f) prohibiting the carrying in any boat or vessel whilst being used in fishing for [^{F10}fish to which that paragraph applies] of any net [^{F11}which may not lawfully be used], or which is without the mark, label or number prescribed by the byelaw;
 - (g) prohibiting or regulating the carrying in a boat or vessel during [^{F12}any close season or time for any description of fish to which that paragraph applies of a net capable of taking fish of that description], other than a net commonly

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used in the area to which the byelaw applies for sea fishing and carried in a boat or vessel commonly used for that purpose.]

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