

DEPARTMENT OF COMMUNICATIONS, MARINE AND  
NATURAL RESOURCES

FISHERIES ACTS, 1959-2001

CONSERVATION OF SALMON AND SEA TROUT  
BYE-LAW No. 786, 2002

I, JOHN BROWNE, Minister of State at the Department of Communications, Marine and Natural Resources, in exercise of the powers conferred on me by section 9 (as amended by section 3 of the Fisheries (Amendment) Act 1962 (No. 31 of 1962)) of the Fisheries (Consolidation) Act 1959 (No. 14 of 1959), section 33 of the Fisheries (Amendment) Act 1962, the Fisheries (Transfer of Departmental Administration and Ministerial Functions) Order 1977 (S.I. No. 30 of 1977) (as adapted by the Marine (Alteration of Name of Department and Title of Minister) Order 2002 (S.I. No. 307 of 2002)) and the Communications, Marine and Natural Resources (Delegation of Ministerial Functions) Order 2002 (S.I. No. 374 of 2002), hereby make the following Bye-law:

1. This Bye-law may be cited as the Conservation of Salmon and Sea Trout Bye-law No. 786, 2002.
2. This Bye-law shall come into operation on 1 January 2003.
3. In this Bye-law—
 

“salmon” means a fish of the species *Salmo salar* (Atlantic salmon);

“sea trout” means the migratory form of *Salmo trutta* but does not include a sea trout which is 40 centimetres or less in length measured in a straight line from the tip of the snout to the fork of the tail.
4. Notwithstanding anything contained in any Bye-law prohibiting the taking or having possession of, more than a specified number of salmon or sea trout, a person shall not take by rod and line more than 20 fish (being either salmon or sea trout or any combination of both fish) in any year commencing on 1 January.
5. Subject to article 4 of this Bye-law, a person shall not take by rod and line on any day in any year commencing on 1 January—
  - (a) more than one salmon or sea trout during the period from 1 January to 31 May,
  - (b) more than three fish being either salmon or sea trout during the remainder of that year.
6. Any salmon or sea trout taken inadvertently in contravention of articles 4 or 5 of this Bye-law shall be handled carefully and returned without avoidable injury to the waters immediately upon being taken.
7. This Bye-law shall not affect the operation of any other Bye-law which prohibits the taking, or having in possession of, salmon or sea trout.
8. The Conservation of Salmon and Sea Trout Bye-law No. 781, 2001 is hereby revoked.

GIVEN under my hand, 19 December, 2002.

JOHN BROWNE,  
Minister of State at the Department of  
Communications, Marine and Natural  
Resources.

EXPLANATORY NOTE.

(This note is not part of the Bye-law and does not purport to be a legal interpretation).

This Bye-law provides for a bag limit of 1 salmon or 1 sea trout per angler per day from 1 January to 31 May, and a bag limit of 3 fish (being either salmon or sea trout) per angler per day from 1 June to the end of the fishing season subject to a total allowable catch of 20 fish (being either salmon or sea trout or any combination of both fish) per year with effect from 1 January 2003.

FOOTNOTE

Section 11 of the Fisheries (Consolidation) Act, 1959 as amended by Section 27(b) of the Fisheries (Amendment) Act, 1999 provides that any person aggrieved by this Bye-law may within 28 days after its publication in the *Iris Oifigiúil*, appeal against the same to the High Court.

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