

**DEPARTMENT OF COMMUNICATION, MARINE AND NATURAL  
RESOURCES**

**FISHERIES ACTS, 1959 TO 2004**

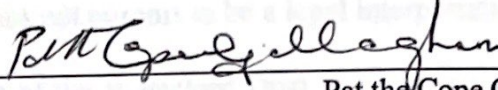
**SOUTHERN FISHERIES REGION (DRIFT NETTING OF SALMON AND  
TROUT IN THE WATERFORD DISTRICT).**

**BYE-LAW NO. 799, 2005.**

I, Pat the Cope Gallagher, 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 and Natural Resources (Alteration of Name of Department and Title of Minister) Order 2002 (S.I. No. 307 of 2002)) and the Marine (Delegation of Ministerial Functions) (No. 2) Order 2004 (S.I. No. 703 of 2004), hereby make the following Bye-law:

1.     (1)     This Bye-law may be cited as the Southern Fisheries Region (Drift Netting of Salmon and Trout in the Waterford District) Bye-law No. 799, 2005.  
  
          (2)     This Bye-law comes into operation on 28<sup>th</sup> June, 2005.
2.     (1)     In this Bye-law "drift net" means a single sheet of netting attached to a floating head rope and a weighted ground rope, designed to drift freely at the surface of waters for the purpose of taking or fishing for, or attempting to take or to fish for, salmon or trout, to which net or ropes no weights or anchoring devices are attached which in any way hinder or prevent the free movement of the net in those waters.
3.     Notwithstanding Article 3(1)(b) of the Salmon and Trout Conservation Bye-law No. 798, 2005, it is prohibited to take or to fish for salmon or trout with a drift net, or to attempt or assist in such, in the No. 3 or Waterford District during the period commencing at 6 a.m. on Monday 4 July 2005 and ending at 9 p.m. on Thursday 7 July 2005.
4.     Notwithstanding Article 10(a) of the Salmon and Trout Conservation Bye-law No. 798, 2005, it is prohibited to take or fish for salmon or trout with a drift net, or to attempt or assist in such, in the No. 3 or Waterford District during the period commencing on 5 August 2005 and ending on 31 May 2006.

GIVEN under my hand,  
28<sup>th</sup> June, 2005.



Pat the Cope Gallagher  
Minister of State at the Department of Communications,  
Marine and Natural Resources



## **EXPLANATORY NOTE**

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

This Bye-law provides for the closure of the Waterford Drift Net Fishery during the period from the 4 July to the 7 July and defers the commencement date of the drift net close season in the Waterford District from the 1 August to the 5 August.

## **FOOTNOTE**

Section 11 of the Fisheries (Consolidation) Act, 1959 provides that any person aggrieved by this Bye-law may within 28 days after its publication in the Irish Oifigiuil, appeal against same to the High Court.