1989 No. 482

FISHERIES

Angling (Department of Agriculture Waters) Byelaws (Northern Ireland) 1989

Made . . . . . *14th December 1989*

Coming into operation . . *31st January 1990*

The Fisheries Conservancy Board for Northern Ireland in exercise of their powers under section 26(1) of the Fisheries Act (Northern Ireland) 1966(**a**) and of every other power enabling them in that behalf with the approval of the Department of Agriculture hereby make the following Byelaws.

Citation and commencement

1. These Byelaws may be cited as the Angling (Department of Agriculture Waters) Byelaws (Northern Ireland) 1989 and shall come into operation on 31st January 1990.

Application

2. These Byelaws shall apply to angling in the waters described in the first column of the Schedule.

Interpretation

3. In these Byelaws—

"all lawful methods" means any method of angling except a method forbidden by any statutory provision for the time being in force;

"angling" means the fishing for, taking or killing of fish by rod and line or hand line;

"bait" means any material used on a hook for the purpose of attracting fish;

"earthworm" means any worm of the Family Lumbricidae;

"fly fishing" means the use of a single rod, reel (including a fixed spool reel), fly line or blow line and a single cast carrying not more than three artificial or winged natural flies but does not include the use of a bubble float in conjunction with artificial or winged natural flies;

"ground bait" means any material used otherwise than on a hook for the purpose of attracting fish whilst angling;

"hook" means a hook attached to a fishing line;

"length" in relation to fish means the measurement from the tip of the snout to the fork or cleft of the tail;

(a) 1966 c. 17 (N.I.)

"maggots" means any larvae of the Order Diptera including the house fly of the Family Muscidae and the blue-bottle or blowfly of the Family Calliphoridae;

"shrimp fishing" means the use of a hook baited with a shrimp (Crangon species);

"spinning" means the use of a single rod, reel (including a fixed spool reel) and line to cast or throw bait and retrieve the bait by rewinding the line onto the drum of the reel with the bait kept in motion throughout;

"trolling" means the drawing of a fishing line with one or more hooks attached through the water from a moving boat;

"worm fishing" means the use of a hook baited with one or more earthworms.

Permitted methods of angling

4.—(1) Subject to the provisions of these Byelaws the only methods of angling in the waters described in the first column of the Schedule shall be those specified in the second column of the Schedule and the use of those methods shall be subject to any restrictions as to number or minimum length of fish which may be retained as specified in respect thereof in the third column of the Schedule.

(2) The use of any matter of vegetable origin or the different species of maggots and earthworms as bait when spinning shall be prohibited.

Return of fish to water

5. All fish of less than the minimum length which may be retained or fish in excess of the maximum number which may be retained as specified in the third column of the Schedule must, without avoidable injury, be returned to the water.

Prohibition of ground bait and maggots

6. Subject to the provisions of Byelaw 7 the use of ground bait or maggots is prohibited while fishing on the waters to which these Byelaws apply.

Exception from prohibition

7. The prohibition imposed by Byelaw 6 shall not apply on the River Ballinamallard, River Blackwater, the Quoile Basin, Upper Lough Erne or in that part of Lower Lough Erne to the east of an imaginary line running approximately south west from the point where the A47 Road from Belleek to Boa Island leaves the mainland in the townland of Tawnawanny, touching the most westerly point of Binghams Rock and the most easterly part of Hills Island and on to where it meets the southern shore in the townland of Drumcrow West.

Restrictions on the use of boats

8. Boats shall not be used for the purpose of angling except on Lough Achork, Brantry Lough, Castlewellan Lake, Coolyermer Lough, Lough Corry, Craigavon (North) Lake, Upper and Lower Lough Erne, River Erne,

Lough Glenreawan, Lough Keenaghan, Lough Meenameen, Lough Melvin and Mill Lough (Bellanaleck).

9. Mechanically propelled boats shall not be used for the purpose of angling except on Upper and Lower Lough Erne, River Erne, Craigavon (North) Lake and Lough Melvin.

Restrictions on trolling

10. Trolling is prohibited except on Upper and Lower Lough Erne and Lough Melvin.

11. For the purpose of trolling on Upper and Lower Lough Erne and Lough Melvin the number of fishing rods and lines or hand lines which may be used shall not exceed—

(*a*) four in the case of a boat occupied by three or more persons;

(*b*) three in the case of a boat occupied by two persons; and

(*c*) two in the case of a boat occupied by one person.

Prohibition on angling in certain areas

12.—(1) Angling shall be prohibited in the River Bush between the two metal posts coloured yellow on the west bank immediately downstream and upstream of the Salmon Leap at Walk Mill.

(2) Angling shall be prohibited in the following areas of the Quoile Basin:

(*a*) the western shore from Shooter's Island to the new Barrier; and

(*b*) the eastern shore from Steamboat Quay to the most southerly point of Castle Island.

Times for angling

13.—(1) On that section of the River Bush between a point 457 metres downstream of the Lower Road Bridge, Bushmills and the outlet of the boundary drain between the townlands of Walk Mill and Ballyclogh (North) angling shall be permitted only between 0800 hours and either one hour after sunset or 2200 hours whichever is earlier.

(2) Angling shall be permitted only between the hours of 0800 and 2200 on the undermentioned waters:

Copeland Reservoir
Leathemstown Reservoir
Lough Mourne
Stoneyford Reservoir
Lower South Woodburn Reservoir
Middle South Woodburn Reservoir
North Woodburn Reservoir
Upper South Woodburn Reservoir.

Revocation

14. The Angling (Department of Agriculture Waters) Byelaws (Northern Ireland) 1986(**a**) are hereby revoked.

(a) S.R. 1986 No. 111

Sealed with the Common Seal of the Fisheries Conservancy Board for Northern Ireland on 8th December 1989.

(L.S.) *R. T. Jordan*
Chairman

(L.S.) *R. G. Weaver*
Secretary

The Department of Agriculture hereby approves the foregoing Byelaws.

Sealed with the Official Seal of the Department of Agriculture on 14th December 1989.

(L.S.) *L. Sinclair*
Assistant Secretary

SCHEDULE

Byelaw 4

Department of Agriculture Waters	*Methods of Angling*	*Restriction on number and minimum length of fish which may be retained on any one day in respect of each rod fished under permit*
Co. Antrim		
Altnahinch	Fly fishing, spinning and worm fishing.	Four fish with a minimum length of 25.4 cm
River Bush and tributaries (*a*) On the River Bush between a point 457 m downstream of Bushmills Lower Road Bridge and the outlet of the boundary drain between the townlands of Walk Mill and Ballyclogh (North).	When the water level on the marker posts located beside the west bank of the river in the following positions: (i) 64 m upstream from Bushmills Lower Road Bridge; (ii) immediately downstream from the west pier of Bushmills Church Street Bridge; (iii) 92 m downstream of the outlet of the boundary drain between the townlands of Glebe and Walk Mill; and (iv) immediately below the Salmon Leap Falls at Walk Mill and beside the angler's path footbridge over the outflow from the Generating Station at Walk Mill; is at the colour red, fly fishing, worm fishing and shrimp fishing and when it is at the colour green, fly fishing, worm fishing, shrimp fishing and spinning.	Minimum length 25.4 cm for trout.