



Eastern Inshore Fisheries and Conservation Authority

Marine and Coastal Access Act 2009 (c.23)

Application and Exemptions Byelaw 2016

The Authority for the Eastern Inshore Fisheries and Conservation District in exercise of its powers under sections 155, 156 and 158 of the Marine and Coastal Access Act 2009 hereby makes the following byelaw for the District.

Interpretation

1. In this byelaw;
 - a. 'District' means the Eastern Inshore Fisheries and Conservation District as defined in Articles 2 and 3 of the Eastern Inshore Fisheries and Conservation Order 2010 (SI 2010 No 2189);
 - b. 'biosecurity management' means actions taken to remove or reduce the threat of adverse effects arising from invasive or non-native species, diseases, parasites or any pathogenic organisms and harmful biochemical substances to the environment or fisheries sustainability.

Application

2. All byelaws which are in force anywhere in the District are to apply throughout the District unless there is express provision to the contrary in a particular byelaw.
3. Authority byelaws do not apply to a person exercising:

- a. any right of several fishery; or
- b. any right on, to or over any portion of the seashore that is enjoyed by a person under a local or special Act, a Royal charter, letters patent, or by prescription or immemorial usage;

unless one of the conditions set out in paragraph 4 is fulfilled.

4. The conditions are:

- a. the person who enjoys the right consents to the byelaw when it is made; or
- b. the exercise of the right is in relation to any of the sites specified in section 158(6) of the Marine and Coastal Access Act 2009;

5. Paragraph 4 is subject to any express provision to the contrary in a particular byelaw.

Exemptions

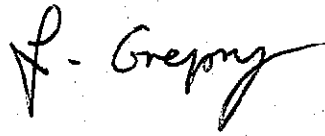
6. Byelaws do not apply to a person performing an act which would otherwise constitute an offence against that byelaw if that act was carried out in accordance with a written permission issued by Eastern Inshore Fisheries and Conservation Authority permitting that act for scientific, stocking or breeding purposes or for reasons relating to biosecurity management.

Revocations

7. The byelaw with the title 'BYELAW 2. Application and saving for scientific purposes' made by the Eastern Sea Fisheries Joint Committee in exercise of powers under the Sea Fisheries Regulation Act 1966 (c.38) that was in force immediately before the making of this byelaw is revoked.
8. The byelaws with the following titles which were made by the North Eastern Sea Fisheries Committee in exercise of powers under the Sea Fisheries Regulation Act 1966 and which were in force immediately before the making of this byelaw are revoked such as they applied within the District:
 - a. BYELAW II. Application and saving for scientific purposes;
 - b. BYELAW IV. Seine net, draw net or 'Snurrevaad': prohibition of;
 - c. BYELAW V. Push net;
 - d. BYELAW VIII. Mussels: minimum size;
 - e. BYELAW X. Shellfish: re-deposit of;

- f. BYELAW XI. Shellfish beds: regulations of;
- g. BYELAW XIV. Removal of parts of lobsters from any fishery: prohibition of;
- h. BYELAW XV. Application of byelaws;
- i. BYELAW XIX. Parts of crab;
- j. BYELAW XX. Prohibition on use of crab (*Cancer pagurus*) for bait;
- k. BYELAW XXI. Protection of 'V' notched lobsters;
- l. BYELAW XXII. Permit to fish for lobster, crab, velvet crab and whelk;
- m. BYELAW XXIII. Method and area of fishing (dredges) byelaw;
- n. BYELAW XXV. Prohibition on removal of tope or parts thereof;
- o. BYELAW XXVIII. Crustacea conservation byelaw.

I hereby certify that the Application and Exemptions Byelaw 2016 was made by Eastern Inshore Fisheries and Conservation Authority at their meeting on the 17th November 2015.



Julian Gregory
Acting Chief Executive Officer
Eastern Inshore Fisheries and Conservation Authority
6 North Lynn Business Village, Bergen Way, King's Lynn, Norfolk PE30 2JG

The Secretary of State for Environment, Food and Rural Affairs in exercise of the powers conferred by section 155(3) of the Marine and Coastal Access Act 2009, confirms the Application and Exemptions Byelaw 2016 made by the Eastern Inshore Fisheries and Conservation Authority on 17th November 2015.



The said byelaw comes into force on: 13/12/2016