

## Schedule 2 of the Wash Cockle and Mussel Byelaw 2021

*The following restrictions apply to fishing in The Wash and should be read in conjunction with relevant permit conditions.*



### **Restrictions in The Wash**

The following restrictions apply in relation to fishing for, taking or removing from the fishery, cockles or mussels from within The Wash in accordance with paragraph 4(c) of this byelaw.

#### **Vessel length restrictions**

1. Subject to paragraph 2 of this schedule, a person must not use a vessel which is more than 14 metres in overall length to fish for, take or remove, from a fishery cockles or mussels.
2. Paragraph 1 of this schedule does not apply where an exemption existed immediately preceding this byelaw under Regulation 5 (vessel length restrictions) of the Wash Fishery Order and only to the effect and extent that that exemption applied.
3. Any change in beneficial or legal ownership of a vessel exempt under paragraph 2 of this schedule shall cause the exemption to end unless ownership is transferred within the same business and with the agreement of the Authority.

#### **Daily catch restrictions (cockles)**

4. A person must not, unless otherwise specified in a flexible permit condition, in any one calendar day, fish for, take (save for doing so with the intention of riddling or otherwise sorting catch in accordance with paragraph 12 of this schedule) or remove from the fishery more than 2000 kilograms or the maximum weight or volume of cockles specified in a permit condition, by hand.
5. For the purpose of determining the weight of catch, no allowance will be given for the weight of any containers or sand or other material.

#### **Daily catch restrictions (mussels)**

6. A person must not, unless otherwise specified in a flexible permit condition, in any one calendar day, fish for, take (save for doing so with the intention of riddling or otherwise sorting catch in accordance with paragraph 12 of this schedule) or remove from the fishery:
  - a) more than 4000 kilograms of mussels from a harvestable mussel fishery; or
  - b) more than 8000 kilograms of mussels from a re-laying mussel fishery.
7. For the purpose of determining the weight of catch no allowance will be given for the weight of any containers or sand or other material.

8. A person must not fish for, take or remove any mussels from a harvestable mussel fishery if, during the same calendar day, that person has fished for, taken or removed any mussels from a re-laying mussel fishery.
9. A person must not fish for, take or remove any mussels from a re-laying mussel fishery if, during the same calendar day, that person has fished for, taken or removed any mussels from a harvestable mussel fishery.

### **Mussel dredge restrictions**

10. A person must not use a mussel dredge with an inside opening of more than one metre to fish for, take or remove from a fishery, mussels unless otherwise specified in a permit condition.
11. A person must not use more than two mussel dredges at any one time to fish for, take or remove mussels from a fishery unless otherwise specified in a permit condition.

### **Sorting of catch**

12. A person must immediately return to the sea or seabed any material rejected through the sorting of catch of any bivalve mollusc, as near as possible to the place from which it was taken and must spread it thinly and evenly over that area.

### **Transshipping prohibition**

13. A person must not tranship or otherwise relocate any cockles or mussels, or containers of any description containing any cockles or mussels, caught from the fishery from one vessel to another.

### **Requirement to land (cockles)**

14. Subject to paragraph 15 of this schedule, a person fishing for cockles must:
  - a) take any cockles caught straight to port;
  - b) land such cockles immediately; and
  - c) not leave cockles on the sand or deposited in the water in bags or any other container for later collection.
15. Paragraph 14 of this schedule does not apply where a person has written authorisation from the Authority to re-lay cockles onto private shellfish aquaculture areas prior to them being landed.
16. A person must not land cockles on more than one occasion during one calendar day.

## **Dual fishing prohibition**

17. A person must not fish for, take, or remove, from a fishery any cockles or mussels under the authority of a permit if, on the same calendar day that person fishes for, takes or removes cockles or mussels from:
- a) within The Wash under the authority of a separate permit issued under this byelaw; or
  - b) within the Wash or the le Strange Estate other than under the authority of a permit.
18. A person must not have on board any bottom towed gear which could be used to fish for, take or remove from the fishery within The Wash any cockles or mussels when fishing for, taking or removing from a fishery any cockles or mussels from a hand-work fishery within The Wash.

## **Standard bags**

19. A person must not land mussels or cockles unless the species caught is contained in a bag which must:
- a) be of the following dimensions:
    - i. 60 centimetres or 120 centimetres in height;
    - ii. 97 centimetres in depth;
    - iii. 97 centimetres in width; and
  - b) have the words 'Wash Fishery' written on at least two sides with lettering which is at least ten centimetres tall.

## **Prop-washing**

20. A person fishing for cockles must not use an anchor which affixes the vessel to the bottom of the seabed during the practice of prop-washing;
21. A person must spread any cockles dislodged by prop-washing thinly and evenly over the ground, as near as possible to the area from which they were dislodged before leaving the area fished.