

THE NATURAL RESOURCES BODY FOR WALES

WATER RESOURCES ACT 1991

**THE CROSS BORDER RIVERS ROD AND LINE (SALMON AND SEA TROUT) (WALES)
BYELAWS 2017**

The Natural Resources Body for Wales in exercise of its powers under section 210 of, and paragraph 6(1)(b), 6(2)(b) and 6(2)(d) of Schedule 25 to, the Water Resources Act 1991 makes the following byelaws.

Byelaw 1 – Title

These Byelaws may be cited as the Cross Border Rivers Rod and Line (Salmon and Sea Trout) (Wales) Byelaws 2017

Byelaw 2 – Application

These byelaws shall be read in conjunction with the Rod and Line Byelaws 1995 as amended and the River Wye Rod and Line (Salmon and Migratory Trout) Byelaws 2011.

These Byelaws will apply to the Cross Border Rivers save where expressly stated.

These Byelaws will cease to have effect on 31 December 2027

Byelaw 3 – Interpretation

In these Byelaws unless the context otherwise requires

- (a) “Cross Border Rivers” means those parts of the River Dee and River Wye and their tributaries in Wales
- (b) “Natural Resources Wales” means the Natural Resources Body for Wales.
- (c) “Salmon” means salmon of the species *Salmo salar* and also includes part of a salmon.
- (d) “sea trout” means any fish of the salmon family commonly known as trout or sewin, including migratory trout and also includes part of a trout.
- (e) “bait” means worm, prawn and shrimp whether natural or artificial

- (f) “artificial lure” means any device, including spoons, spinners, wobblers and plugs, or artificial imitation fish baits made of any material which is designed to attract fish and which incorporates a fishing hook.
- (g) “artificial fly” means a fishing fly that is primarily constructed from natural or synthetic fur and feather materials and which is designed to attract fish and which incorporates a fishing hook.
- (e) Except as provided above or where the context otherwise requires all words and expressions used in these Byelaws shall have the means assigned to them by the Salmon and Freshwater Fisheries Act 1975, the Water Resources Act 1991 and Environment Act 1995 or any statutory modifications or re-enactment thereof.

Byelaw 4 - catch and release with rod and line (salmon)

Any person who removes any live or dead salmon taken by rod and line from the River Dee and its tributaries in Wales without the previous written authority of Natural Resources Wales granted under paragraph 6(5A) of Schedule 25 of the Water Resources Act 1991 shall be guilty of an offence.

This Byelaw shall not apply to any person who lawfully takes a salmon and returns it immediately to the water with the least possible injury.

Byelaw 5 – size limit (sea trout)

The following paragraph shall be inserted after Byelaw 7 of the Rod and Line Byelaws 1995 (Size Limits - Trout (Excluding Rainbow Trout))

“Any person who removes any live or dead sea trout of a size larger than 60 centimetres with rod and line from the River Dee and its tributaries in Wales shall be guilty of an offence.

The size shall be ascertained by measuring from the tip of the snout to the end of the tail.

This byelaw shall not apply to any person who lawfully takes any live or dead sea trout of a size larger than 60 centimetres and returns it immediately to the water with the least possible injury.”

Byelaw 6 – no bait fishing

- (1) After paragraph (a) of Byelaw 2 of the Rod and Line Byelaws 1995 (Interpretation) there shall be inserted-

“(ab) the “Cross Border Rivers” means those parts of the River Dee and River Wye and their tributaries in Wales.”

- (2) After paragraph (a)(2) of Byelaw 9 of the Rod and Line Byelaws 1995 (Use of Lures and Bait with Rod and Line) (Salmon and Trout) there shall be inserted–

“(2A) No person shall fish for, take or attempt to fish for or take any salmon from the Cross Border Rivers with rod and line by means of any bait.

(2B) No person shall before the 1 May fish for, take or attempt to fish for or take any sea trout from the Cross Border Rivers with rod and line by means of any bait ”

Byelaw 7 – Hooks

After paragraph (a) (1) of Byelaw 10 of the Rod and Line Byelaws 1995 (Hooks and Hooking of Fish) (Barbless or de-barbed hooks) there shall be inserted –

“(1A) No person shall fish for, take or attempt to fish for or take any salmon or sea trout with rod and line from the Cross Border Rivers except with barbless or de-barbed hooks.”

After paragraph (aa)(1) of Byelaw 10 of the Rod and Line Byelaws 1995 (Hooks and Hooking of Fish) (single hooks) there shall be inserted –

“(2) No person shall fish for, take or attempt to fish for or take any sea trout with rod and line from the Cross Border Rivers by means of any bait furnished other than by a single worm baited on a single barbless or de-barbed hook with the gape of any such hook measured from the shank to the point restricted to 8 millimetres or less“

After paragraph (c)(1) of Byelaw 10 of the Rod and Line Byelaws 1995 (Hooks and Hooking of Fish) (Treble Hooks) there shall be inserted -

“(2) No person shall fish for, take or attempt to fish for or take any salmon or sea trout with rod and line from the Cross Border Rivers using a bait or artificial lure or artificial fly furnished with one or more treble hooks.”.

Byelaw 8 **Revocations of Existing Byelaws**

- (1) The revocations of existing Byelaws set out in Schedule 1 shall have effect.

SCHEDULE 1

Revocation of Existing Byelaws

Byelaw number	Date of Confirmation
The Rod and Line Byelaws 1995 Use of Lures and Bait with Rod and Line) (Salmon and Trout) Byelaw 9(a)(3)(ii)	In part on the 29 July 1994 and in part on the 1 September 1994

**IN WITNESS WHEREOF THE COMMON SEAL
OF THE NATURAL RESOURCES BODY FOR WALES**

was hereto affixed on the 8th day of November 2017

S. Abbey

AN AUTHORISED SIGNATORY

