

Email 1 – Welsh Government to NRW

From: [Welsh Government Official]
Sent: 18 August 2023 14:35
To: [NRW Official 1]
Subject: Shore netting review

[NRW Official 1],

Further to our discussions regarding shore netting, we have been considering the protection provided to salmon, from our SAC rivers through the suite of netting byelaws. I agreed to write to you outlining the ask of Natural Resources Wales in more detail.

We believe that the only SAC rivers in Wales which have Atlantic salmon as a feature are as follows:

- Afon Gwyrfai a Llyn Cwellyn
- Afon Teifi/ River Teifi
- River Dee and Bala Lake/ Afon Dyfrdwy a Llyn Tegid
- River Usk/ Afon Wysg
- River Wye/ Afon Gwy

There are a number of former Sea Fisheries Committees, and Environment Agency byelaws which were introduced some time ago to protect migrating salmon. I attach a paper which provides further details of the legislation. I also attach a map which shows the spatial distribution of the protections afforded by SWSFC Byl30 and NWNWSFC Byl24. While we are of course concerned about the state of salmon populations across Wales, for the purposes of the Habitats regulations, and therefore this exercise, the scope should be limited to the above rivers.

We would therefore be grateful if you could:

- 1. Confirm our understanding of the SAC rivers with salmon as a feature is correct.**
- 2. Review the existing spatial and temporal restrictions afforded by the former byelaws and confirm if they afford reasonable levels of protection to mobile salmon.**
- 3. Identify any gaps which may need to be addressed.**

Please let me know if you have any questions. I would be grateful for an indication of timescales for the completion of this work.

Thanks
[Welsh Government Official]

Is-adran Physgodfeydd, Llywodraeth Cymru • Fisheries Division, Welsh Government
Ffon • Phone:

Attachment 1

Legislation restricting the use of shore set nets - South Wales

In South Wales the two relevant SACs where Salmon are a designated species feature are the Wye and the Usk. Both of these rivers extend into freshwater habitats from sea area formerly regulated by EA Wales i.e. eastwards of the limit of the former SWSFC district and now transferred to WG. Our ability to adaptively manage the situation in south Wales appears to be limited by the apparent lack of a byelaw enabling amendments to existing shore netting byelaws.

It is also important to note that:

Byelaw 30 below illustrates the boundary of the former SWSFC district and a prohibition on the use of fixed nets at any time from Lavernock point to the district boundary (i.e. Area 13 described below):

Byelaw 30 Fixed Nets	<p>30. FIXED NETS confirmed 4/12/97</p> <p>A. MANNER AND USE OF FIXED NETS</p> <p>(1) Any fixed net authorised by these byelaws shall be cleared offish at least once every two tides if set below the low water mark, and at every low tide if set in the intertidal zone, and any salmon or sea trout (sewin) or undersized sea fish which is caught by such net shall be returned to the sea immediately upon the clearing of the net, whether dead or alive, and if alive, with as little injury as possible.</p> <p>(2) No authorised stake net set in the intertidal zone between the High and Low Water Mark of Spring tides shall have a height above the sea bed greater than 1.25 metres (4 ft 1.25 in).</p> <p>(3) No fixed net which is authorised by these byelaws shall be placed within 200 metres of any freshwater source.</p> <p>NOTE: Attention is drawn to other byelaws made by the Committee, some of which contain provisions and restrictions on the use of fixed and/or drift nets.</p> <p>B. AUTHORISATION FOR SCIENTIFIC ETC PURPOSES</p> <p>The placing and use of fixed nets by any person bona fide fishing for sea fish for scientific purposes or for stocking or breeding under the written authority of the Committee or of the Secretary of State for Wales and in accordance with the conditions in the authority is authorised anywhere within the South Wales Sea Fisheries Committee District.</p> <p>C. AUTHORISATION</p> <p>Subject to the provisions of this byelaw, the placing and use of any fixed net is hereby authorised "within any part of the six mile Sea Fisheries District as defined" (See Byelaw "Application") except in the areas and at the time specified below.</p> <p>AREA 1: RIVER NEVERN</p>
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In that part of the district lying within a line drawn between Pen-y-bal and Cat Rock at all times.

AREA 2: RIVER GWAUN

In that part of the district lying between a line drawn from Penrhynychen to the east Breakwater Lighthouse and a line drawn from Castle Point to Saddle Point provided that:

(a) fixed nets having a minimum mesh size of 150 mm are authorised at any time.

(b) boat set fixed nets having a mesh size of between 50 and 65 mm are authorised for taking herring from 1 st October to the following 1 st March in the area below the mean low water mark of Spring tides.

AREA 3: RIVER SOLFACH

In that part of the district lying within a line drawn from the Cradle to Dinas Fawr provided that:

Boat set fixed nets having a mesh size of between 50 and 65 mm mesh size are authorised for taking herring from 1 st October to the following 1 st March in the area below the mean low water mark of Spring tides.

AREA 4: RIVER DAUGLEDDAU

In that part of the district lying within a line drawn across the river at the seaward side of the Pembroke to Neyland road bridge provided that:

Boat set fixed nets having a mesh size of between 50 and 65 mm are authorised for taking herring from 15 January to the following 30th April in each year.

AREA 5: NORTH EAST CARMARTHEN BAY

In that part of the district lying within a line drawn from Ragwen Point to 51°41.50'N 04°24.30'W and thence to the shore at 51°43.00'N 04°22.30'W at all times provided that:

stake nets set parallel to the shore, saving the parlour or cleve sections of such nets, are authorised in the following areas:

(a) Pendine Beach - on the foreshore contained between the High and Low Water Mark of Spring Tides and between lines drawn due south from Ragwen Point and Ginst Point. Rivers Taf, Tywi and Gwendraeth - in that part of the district lying within a line drawn from Ginst Point to Pen Towyn. Provision A(1) regarding clearance of nets shall be at least once every two

consecutive low water periods in the above areas.

AREA 6: CEFN SIDAN BEACH

On the foreshore contained within the High and Low Water Marks of Spring Tides and between lines drawn north west from Pen Towyn and south from Burry Port Harbour Lighthouse provided that: set nets which have the bottom of the net fastened to the sea bed at several points along their length, set on the foreshore contained within High and Low Water Marks of Spring Tides and between a line drawn from 51°43.00'N 04°22.30'W on the beach to 51°41.50'N 04°24.30'W and a line drawn due south from the Coastguard Lookout (51°40.38'N 04°17.90'W) are authorised provided that they do not contravene any regulation stipulated by the owner / lessees of the foreshore.

AREA 7: RIVER LLWCHWR - BURRY INLET

In that part of the district lying within a line drawn from Burry Port Harbour West Breakwater Lighthouse to the northernmost point of Whiteford Point provided that: stake nets set parallel to the foreshore, saving the parlour or cleave sections of the net, are authorised.

AREA 8: GOWER PENINSULA

On the foreshore contained within the High and Low Water Marks of Spring Tides between a line drawn due west from Whiteford Point and a line drawn due south from the Guildhall White Tower in Swansea from 1st April to 30 September in each year.

AREA 9: RIVERS TAWE, NEATH & AFAN

In that part of the district lying within a line drawn from Port Talbot South Breakwater Lighthouse to 51°35.69'N, 03°52.75'W, and thence due west to meet a line drawn due south from the Guildhall White Tower in Swansea during the period from 1st April to 31st October in each year provided that: set nets having a mesh size of between 50 and 65 mm set by boat in the area to seaward of a line drawn from Port Talbot North Breakwater Lighthouse to the River Neath Perch Beacon, 51°36.30'N, 03°51.90'W, and thence to 51°35.69'N 03°52.75'W, are authorised from 1st October to the following 31st March.

AREA 10: RIVER KENFIG

	<p>In that part of the district lying within a line drawn due southwest from Port Talbot Breakwater South Lighthouse for a distance of 5.4 cables (987.5 metres) and thence following the breakwater and coastline at a distance of 5.4 cables (987.5 metres) in a southerly direction to meet a line drawn due south from Porthcawl Harbour Lighthouse during the period from 1st April to 31st October in each year provided that: the use of fixed nets having a minimum mesh size of 150 mm set below Mean Low Water Mark of Spring Tides is authorised at all times.</p> <p>AREA 11: RIVERS OGMORE & EWENNY In that part of the district lying within a line drawn from Porthcawl Harbour Lighthouse to 51°26.98'N, 03°40.55'W, off Tusker Rock and thence to Trwyn-y-Witch on the mainland coast during the period from 1 st April to 31 st October in each year.</p> <p>AREA 12: RIVER THAW In that part of the district lying within a line drawn 5 cables (914.4 metres) to seaward from the high Water Mark of Spring Tides between lines drawn due south from Breaksea Point in the west and Rhoose Point in the east during the period from 1 st April to 31 st October in each year.</p> <p>AREA 13: RIVERS ELY, TAFF & RHYMNEY In that part of the district lying within a line drawn from Lavemock Point to position 51°27.00'N 03°07.10'W and thence True north to meet the shore at the eastern entrance to the River Rhymney at all times.</p>
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Beyond the eastern district boundary former EA byelaws continued this prohibition at key locations up the Severn estuary within the area now designated as the Severn Estuary SAC on the Welsh side i.e. "In respect of the rivers, streams and estuaries above the lines beyond which the district does not extend, the Environment Agency (Welsh Region) have the powers of a local fisheries Committee." Both the former SFC byelaws and relevant marine EA byelaws were transferred to WG via the [The Marine and Coastal Access Act 2009 \(Commencement No. 1, Consequential, Transitional and Savings Provisions\) \(England and Wales\) Order 2010 \(legislation.gov.uk\)](#). Which goes on to state that:

"Byelaws of the South Wales Sea Fisheries Committee, the North Western and North Wales Sea Fisheries Committee and the Environment Agency whilst exercising the powers of a local fisheries committee

13.(4) Any provision of the byelaws made by the Environment Agency, or its predecessors, whilst exercising the powers of a local fisheries committee⁽³⁾ and listed at **Schedule 5** which—

(a) is in force immediately before article 3 comes into force;

(b) relates to any part of Wales; and

(c) could have been made in a statutory instrument by the Welsh Ministers under any enactment other than the 1966 Act,

takes effect after article 3 comes into force as if made by the Welsh Ministers in a statutory instrument under that other enactment in relation to the same area of Wales as the area to which that provision originally applied."

Former EA Wales Byelaw 3 is given as FIXED NETS in Schedule 5 of the order.

Byelaw 3 continues the geographical extent of fixed net prohibition up the Severn estuary beyond the former SWSFC boundary and restricts the placement of fixed nets around the mouths of freshwater inlets etc at all other times as below:

<p>Byelaw 3 Placing and Use of Fixed Engines</p>	<p>Byelaw 3 - Placing and Use of Fixed Engines</p> <p>(a) Subject to the provisions of this Byelaw the placing and use of any fixed engine other than an unattended drift net is hereby authorised in that part of the Severn Estuary which is within the Authority's area between the 31st day of October and the 1st day of April following, except in the following places where it is not authorised at any time:</p> <p>(1) In that part of the estuary of the River Rhymney and the sea to a distance of 3 kilometres from the high water mark in the area to the East of a line drawn true South from the Eastern bank of the River Rhymney to the lighthouse on the island of Flatholm and to the West of a line drawn true South East from the breakwater on Rumney Great Wharf at NGR (3)243(1)780 (latitude 51 degrees 29.74' North, longitude 3 degrees 05.53' West).</p> <p>(2) In the river Usk and its estuary including the sea to a distance of 3km from the highwater mark between two lines both drawn true South East one from the breakwater near Peterstone Gout at NGR (3)288(1)806 (latitude 51 degrees 31.20' North, longitude 3 degrees 01.60' West) in the West and the other from Goldcliff at NGR (3)373(1)819 (latitude 51 degrees 31.92' North, longitude 2 degrees 54.20' West) in the East;</p> <p>(3) In that part of the Authority's area which lies upstream of a line drawn across the Severn Estuary from Sudbrook Point at NGR (3)507(1)874 (latitude 51 degrees 34.94' North, longitude 2 degrees 42.60' West) on the Welsh shore to Redwick at NGR (3)538(1)858 (latitude 51 degrees 34.11' North, longitude 2 degrees 39.88' West) on the English shore.</p> <p>PROVIDED THAT nothing in this paragraph shall restrict the placing and use of any fixed engine which is covered by at least three metres of water at all stages of the tide.</p> <p>(b) The placing and use of a fixed engine other than an unattended drift net is hereby authorised in that part of the Authority's area which lies west of the said line drawn true south east from the breakwater near Peterstone Gout at NGR (3)288(1)806 (latitude 51 degrees 31.20' North, longitude 3 degrees 01.60' West) to the said line drawn true south east from the breakwater on Rumney Great Wharf at NGR (3)243(1)780 (latitude 51 degrees 29.74' North, longitude 3 degrees 05.53' West) between the 31st day of March and the 1st day of November following</p> <p>PROVIDED THAT no part of any such net is placed or used on the seaward side of low-water mark.</p> <p>(c) Without prejudice to paragraph (a) of this Byelaw, the placing and use of any fixed engine to fish for sea fish is hereby authorised in that part of the Authority's area which includes those tidal waters and part of the sea adjoining the coast which are beyond a distance of three nautical miles measured from the baselines from which the breadth of the territorial sea is measured.</p> <p>(d) Nothing in this byelaw shall restrict the placing and use by any person of any fixed engine which has been licenced by the Authority for fishing for salmon or eels, or the use of which has been otherwise authorised in writing by the Authority.</p>
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Summary

WG regulate a shore (and other) netting prohibition protecting Wye and Usk Salmon feature species outside of the Wye SAC and Usk SAC at all key rivermouth locations, from Lavernock point to the limit of the now Welsh Government Jurisdiction up the Severn Estuary to the USK SAC and Wye SAC.

These local measures should also be considered alongside the additional former SWSFC byelaws which regulate the placement and gear specification of nets and the seasonal/spatial restrictions on shore netting around all other river mouths west of Lavernock point in South Wales which Salmon may be attracted to as they migrate back to their natal rivers. It is arguable that these measures already offer a scientifically sound and “reasonable” (in the context of the legal definition of the term) level of protection to Wye and Usk Atlantic salmon species features from shore netting in South Wales. The lack of relevant SACs between the Usk and the Teifi means that the risk of an interaction between shore set nets and feature species Atlantic Salmon diminishes with distance along the South Wales shoreline to the west

Legislation restricting the use of shore set nets - North Wales

North Wales presents a more difficult scenario because there are 4 geographically dispersed rivers in the former NWNWSFC/EA Wales district which we would need to consider Salmon as a species feature of - the Dee, Gwyrfai, Teifi and Eden.

These rivers have quite a wide-ranging geographic spread within the former district and it is possible an assessment/advice on current management measures to conserve salmon in this area would be insufficient if we simply rely on former byelaws which govern fixed net specifications and Bass nursery area restrictions on placement around rivermouths etc to reasonably protect the Salmon in the marine environment outside of their respective SACs (section (d)). However, byelaw 24 does offer us a mechanism to adaptively manage the regulation of shore set nets in question to “minimise the risk of taking salmonids” if necessary via section (f) below:

<p>Byelaw 24 Fixed Engines – Prohibitions (Wales)</p> <p>Amended by SI 2010/2916 (W.241) on 1 January 2011</p>	<p style="text-align: center;"><u>BYELAW 24</u> <u>FIXED ENGINES - PROHIBITIONS (WALES)</u></p> <p>(a) This byelaw applies to that part of the District to the westward and southward of a line drawn 310° (True) from Hilbre Point (Latitude 53° 23.21' North, Longitude 03° 11.88' West).</p> <p>(b) [For the purposes of Section 37(2) of the Salmon Act 1986, the] The placing and use of fixed engines is authorised subject to the exceptions contained at paragraphs (c), (d), (e) and (f).</p> <p>(c) [For the purposes of Section 37(1) of the Salmon Act 1986, any] Any fixed engine is to be set and used in such manner that salmonids (salmon and sea trout) are not taken. If such fish are taken, the fixed engine is to be re-set to avoid any re-occurrence.</p> <p>(d) The placing and use of a fixed engine, is prohibited in those parts of the District as defined at paragraph (g), during the periods given in (i) to (vii) below:</p> <p>(i) Areas numbered 1, 2, 4, 5, 6, 7, 8, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 22, and 24; prohibited during the period 1st April to 30th November inclusive.</p> <p>(ii) Areas numbered 3, 9 and 10; prohibited during the period 1st April to 30th November inclusive for nets having a mesh size less than 249mm.</p> <p>(iii) Areas numbered 3, 9 and 10; all beach set nets prohibited during the period 1st April to 30th November inclusive.</p> <p>(iv) Areas numbered 21 and 23; prohibited during the period 1st April to 30th November inclusive for nets having a mesh size greater than 65mm.</p> <p>(v) Area numbered 25: prohibited during the period 1st February to 30th September inclusive for nets having a mesh size of less than 249mm,</p> <p>(vi) Area numbered 25; prohibited during the period 1st October to 31st January for nets having a mesh size greater than 65mm and less than 249mm.</p> <p>(vii) Area numbered 26; prohibited at all times.</p> <p>(e) For the purposes of this byelaw, a beach set net is: any fixed net which is set above the low water mark of the day on which it was set.</p> <p>(f) To minimise the risk of the taking of salmonids, the Committee may also temporarily prohibit at any time, the setting of any fixed engine, in any part of the District as defined in paragraph (a) above.</p> <p>(g)</p>
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(1) River Clwyd - the area bounded on the east by a line drawn in a 315° (True) direction from Splash Point (Latitude 53° 19.81' North, Longitude 03° 28.28' West) on the west by a line drawn in a 315° (True) from the sea defence wall (Latitude 53° 18.51' North, Longitude 03° 32.28' West) and a seaward line drawn in a 243° (True) direction from a position in (Latitude 53° 21.21' North, Longitude 03° 30.68' West).

(2) River Dulas - the area bounded on the east by a line 000° (True) from Ty-Crwyn (Latitude 53° 17.41' North, Longitude 03° 36.58' West) and on the west by a line drawn 000° (True) from the root of the Llysfaen Jetty (Latitude 53° 17.61' North, Longitude 03° 39.48' West) and a seaward line drawn in a 267° (True) direction from a position in Latitude 53° 18.01' North, Longitude 03° 36.58' West.

(3) Menai Straits - Northern and Conwy Bay- the area inshore of lines from Great Ormes Head (Latitude 53° 20.31' North, Longitude 03° 52.88' West) to the Fairway Buoy (Latitude 53° 17.91' North, Longitude 03° 55.58' West) then to the south west corner of Puffin Island (Latitude 53° 18.91' North, Longitude 04° 01.98' West) thence to the lighthouse at Trwyn-Du (Latitude 53° 18.81' North, Longitude 04° 02.48' West) and seaward of a line drawn from Beaumaris Castle (Latitude 53° 15.91' North, Longitude 04° 05.38' West) to Llanfairfechan Church (Latitude 53° 15.11' North, Longitude 03° 58.68' West).

(4) River Conwy- the area within 100 metres either side of the channel of the River Conwy at low water as marked by navigational buoys and upstream of a line drawn across the River Conwy in a 254° True direction from the two flagstaffs at (Latitude 53° 17.91' North, Longitude 03° 50.38' West) to Conwy Morfa (Latitude 53° 17.81' North, Longitude 03° 50.98' West).

(5) Menai Straits - Central - the area bounded on the north by a line drawn from Beaumaris Castle (Latitude 53° 15.91' North, Longitude 04° 05.38' West) to Llanfairfechan Church (Latitude 53° 15.11' North, Longitude 03° 58.68' West) and on the south by a line from Fort Belan Point (Latitude 53° 07.42' North, Longitude 04° 19.87' West) to Abermenai Point (Latitude 53° 07.62' North, Longitude 04° 19.77' West).

(6) River Dulas/Moelfre - the area inshore of a line drawn from Moelfre Lighthouse (Latitude 53° 21.41' North, Longitude 04° 13.98' West) to Penrhyn Glas (Latitude 53° 23.71' North, Longitude 04° 16.17' West).

(7) Cemaes Bay - the area inshore of a line drawn from Llanbadrig Head (Latitude 53° 25.31' North, Longitude 04° 27.07' West) to the Headland (Latitude 53° 24.91' North, Longitude 04° 28.07' West).

(8) Inland Sea - the area bounded in the north by a line drawn from Porth Dryw (Latitude 53° 19.51' North, Longitude 04° 34.77' West) and the Telephone Cable markers at Penrhos Beach (Latitude 53° 18.21' North, Longitude 04° 36.77' West) and on the south by a line drawn from Silver Bay (Latitude 53° 14.61' North, Longitude 04° 33.97' West) to the seaward end of Ynys Wellet (Latitude 53° 13.91' North, Longitude 04° 32.47' West) to Mynydd Mawr (Latitude 53° 12.41' North, Longitude 04° 30.37' West).

(9) Menai Straits - Southern - the area bounded on the north by a line drawn from Fort Belan Point (Latitude 53° 07.42' North, Longitude 04° 19.87' West) to Abermenai Point (Latitude 53° 07.62' North, Longitude 04° 19.77' West) and on the south by a line from the Nebo Television Mast (Latitude 53° 01.22' North, Longitude 04° 16.27' West) to Ynys Meibion (Latitude 53° 11.31' North, Longitude 04° 30.47' West).

(10) River Llyfni - the area bounded in the north by a line drawn from Nebo Television Mast (Latitude 53° 01.22' North, Longitude 04° 16.27' West) to Ynys Meibion (Latitude 53° 11.31' North, Longitude 04° 30.47' West), and a seaward line drawn in a 019° (True) direction from Mynydd Garnguwch (Latitude 52° 57.52' North, Longitude 04° 25.27' West) to where it intersects the line from Nebo Television Mast to Ynys Meibion.

(11) Abersoch - the area inshore of a line drawn from Penrhyn Ddu (Latitude 52° 48.62' North, Longitude 04° 29.27' West) in a 351° (True) direction to High Water Mark (Latitude 52° 50.22' North, Longitude 04° 29.67' West).

(12) Pwllheli - the area bounded on the west by a line drawn in a 180° (True) direction from the high water mark at the Embankment Road (Latitude 52° 52.82' North, Longitude 04° 24.77' West) to a position in Latitude 52° 52.72' North, Longitude 04° 24.77' West thence in a 075° (True) direction to a position in Latitude 52° 53.02' North, Longitude 04° 22.87' West thence 000° (True) to Abererch Beach (Latitude 52° 53.82' North, Longitude 04° 22.87' West).

(13) River Dwyfor - the area inshore of a line drawn from Pen-Ychain (Latitude 52° 53.52' North, Longitude 04° 19.57' West) to Criccieth Castle (Latitude 52° 54.92' North, Longitude 04° 13.97' West).

(14) River Dwyrd - the area inshore of a line drawn from Graig Ddu (Latitude 52° 54.82' North, Longitude 04° 12.07' West) to Harlech Castle (Latitude 52° 51.52' North, Longitude 04° 06.57' West).

(15) River Artro - the area inshore of a line drawn in a 210° (True) direction from Harlech Castle (Latitude 52° 51.52' North, Longitude 04° 06.57' West) to the tip of Shell Island (Latitude 52° 48.82' North, Longitude 04° 09.17' West).

(16) River Ysgethin - the area bounded in the north by a line drawn in a 270° (True) direction from Dyffryn Ardudwy Station (Latitude 52° 47.22' North, Longitude 04° 06.27' West) to a position (Latitude 52° 47.22' North, Longitude 04° 08.27' West) and in the south by a line drawn in a 270° (True) direction from Egryn Chapel (Latitude 52° 45.92' North, Longitude 04° 05.07' West) to a position (Latitude 52° 45.92' North, Longitude 04° 06.77' West) and a seaward line drawn in a 145° (True) direction from a position in Latitude 52° 47.22' North, Longitude 04° 08.27' West.

(17) River Mawddach - the area bounded by a seaward line drawn in a 175° (True) direction from Llanaber Church (Latitude 52° 44.52' North, Longitude 04° 04.57' West) to the Avalanche Shelter at Fairbourne (Latitude 52° 40.92' North, Longitude 04° 03.97' West).

(18) River Dysynni - the area bounded on the north by a line drawn in a 270° (True) direction from Tonfanau (Latitude 52° 37.12' North, Longitude 04° 07.57' West) and on the south by a line drawn in a 238° (True) direction from Bron-y-mor (Latitude 52° 35.12' North, Longitude 04° 06.07' West) and a seaward line from a position in Latitude 52° 37.12' North, Longitude 04° 08.87' West in a 148° (True) direction to where it intersects the above line from Bron-y-mor.

(19) River Dyfi - the area bounded on the north by a line drawn in a 270° (True) direction from (Latitude 52° 34.22' North, Longitude 04° 05.37' West) to a position of (Latitude 52° 34.22' North, Longitude 04° 06.57' West) and a seaward line drawn in a 163° (True) direction from that position to Borth War Memorial (Latitude 52° 28.62' North, Longitude 04° 03.67' West).

	<p>(20) <u>River Clarach</u> - the area bounded on the north by a line drawn in a 270° (True) direction from Glan-y-mor (Latitude 52° 26.22' North, Longitude 04° 04.97' West) to a position in Latitude 52° 26.22' North, Longitude 04° 05.37' West thence in a 170° (True) direction to a position in Latitude 52° 25.92' North, Longitude 04° 05.27' West thence in a 090° (True) direction to Tygwyn (Latitude 52° 25.92' North, Longitude 04° 04.77' West).</p> <p>(21) <u>Rivers Rheidol/Ystwyth</u> - the area bounded on the north by a line drawn in a 270° (True) direction from Castle Point (Latitude 52° 24.82' North, Longitude 04° 05.47' West) and a seaward line drawn in a 008° (True) direction from Morfa Bychan (Latitude 52° 22.62' North, Longitude 04° 06.57' West) until it intersects the above line from Castle Point.</p> <p>(22) <u>River Wyre</u> - the area bounded on the south by a line drawn in a 302° (True) direction from the high water mark of the Llanrhystud road (Latitude 52° 18.02' North, Longitude 04° 09.87' West) to a position of Latitude 52° 18.22' North, Longitude 04° 10.57' West and a seaward line drawn in a 053° (True) direction from that position to Carreg Ty-pw (Latitude 52° 18.92' North, Longitude 04° 09.07' West).</p> <p>(23) <u>River Aeron</u> - the area bounded on the north by a line drawn in a 310° (True) direction from Aberarth (Latitude 52° 15.22' North, Longitude 04° 13.67' West) to a position in Latitude 52° 16.02' North, Longitude 04° 15.07' West thence in a 231° (True) direction to a position in Latitude 52° 14.92' North, Longitude 04° 17.37' West thence in a 135° (True) direction to Pen-y-gloyn (Latitude 52° 14.32' North, Longitude 04° 16.37' West) .</p> <p>(24) <u>River Llethi</u> - the area bounded by lines drawn in a 153° (True) direction and a 119° (True) direction from a position in Latitude 52° 13.12' North, Longitude 04° 20.57' West (in the proximity of Carreg Ina buoy) to high water mark on Traeth Gwyn (Latitude 52° 12.72' North, Longitude 04° 20.37' West) and to high water mark near the end of sea defence works on Cei Bach Beach (Latitude 52° 12.77' North, Longitude 04° 19.57' West) .</p> <p>(25) <u>Cardigan</u> - the area bounded by a line drawn from Mwnt Headland (Latitude 52° 08.22' North, Longitude 04° 38.67' West) to the northernmost point of Cardigan Island (Latitude 52° 08.02' North, Longitude 04° 41.37' West) thence to Cemaes Head (Latitude 52° 07.12' North, Longitude 04° 43.87' West) and a line from the Cliff Hotel Gwybert (Latitude 52° 07.08' North, Longitude 04° 41.29' West) to the Boathouse, Penrhyn (Latitude 52° 06.59' North, Longitude 04° 42.72' West).</p> <p>(26) <u>River Teifi</u>- the area inshore of a line from the Cliff Hotel, Gwybert (Latitude 52° 07.08' North, Longitude 04° 41.29' West) to the Boathouse, Penrhyn (Latitude 52° 06.59' North, Longitude 04° 42.72' West).</p> <p><u>Note:</u> All positions are referred to the WGS 84 Datum.</p>
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The former NWNWSFC Byelaws are supplemented with further restrictions on shore nets beyond the SFC jurisdiction through the former EA bylaws in North Wales as follows:

<u>Byelaw 5 Use of Instruments</u>	<p><u>Byelaw 5 - Use of instruments</u></p> <p><u>(a) Prohibition of Instruments</u></p> <p><u>Subject to the provisions of this Byelaw, the use of any instrument for taking sea fish is hereby prohibited in the whole of the Authority's area.</u></p> <p><u>(b) Permitted areas and kinds of instrument</u></p> <p><u>The parts of the Authority's area where fishing for sea fish is permitted, the kinds of instrument which may be lawfully used therefor and the times when those instruments may be used shall be as follows:</u></p> <p><u>1. Nets</u></p> <p><u>Any person may use:-</u></p>
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(a) (i) trammel nets in that part of the River Dee which lies between the Saltney Ferry Footbridge at NGR (3)369(3)658 (latitude 53 degrees 11.30' North, longitude 2 degrees 56.80' West) and a line drawn across the river at right angles to the training wall intersecting the Flint Channel Light at NGR (3)264(3)731 (latitude 53 degrees 15.10' North, longitude 3 degrees 06.40' West), between the 31st day of August and the 1st day of February following;

(ii) trammel and trawl nets in that part of the River Dee which lies between the said line intersecting the Flint Channel Light and a line drawn from Sally's Cottage at NGR (3)236(3)835 (latitude 53 degrees 20.58' North, longitude 3 degrees 08.92' West) in the Wirral in the County of Merseyside to a mid channel point at NGR (3)206(3)840 (latitude 53 degrees 20.80' North, longitude 3 degrees 11.58' West) thence through to the funship at Llanerchymor NGR (3)177(3)795 (latitude 53 degrees 18.30' North, longitude 3 degrees 14.09' West) in the County of Clwyd, throughout the year.

PROVIDED THAT the operation of all nets for fishing for sea fish in the River Dee permitted under a(i) and a(ii) above shall only be permitted at any point under a(i) during the period commencing one hour before high water and ending one hour after high water and under a(ii) during the period commencing three hours before high water and ending three hours after high water in any tidal cycle and in the manner following.

(A) A trammel net shall be shot or paid out from a boat. One end of the net shall be fastened by a rope to the boat and the other end to a floating buoy or float, and the boat, float and net shall not remain stationary at any time or in any way shall be allowed to drift with the tide with the net working from the bed of the river upwards;

(B) No fish shall be removed from the net otherwise than by hand and no trammel net shall be used within 200 metres of any other part of another trammel net already in use.

(b) any fixed engine which is authorised under Byelaw 3 of these byelaws (Placing and Use of Fixed Engines).

(c) a beam trawl in the following parts of the Authority's area:

(i) River Dee

A single beam trawl where the length of the beam does not exceed 7.62 metres;

(ii) Severn Estuary

A single beam trawl where the effective length of the beam does not exceed 4 metres in that part of the Severn Estuary which is within the Authority's area.

(d) a single otter trawl in the following parts of the Authority's area:

(i) River Dee

A single otter trawl, provided that the length of the headline between the otter boards measured net end to net end shall not exceed 9.14 metres;

(ii) Severn Estuary

A single otter trawl where the length of the headline between the otter boards shall not exceed 20 metres in that part of the Severn Estuary which is within the Authority's area.

(e) a landing net used as auxillary to a rod and line.

(f) a net used for fishing for salmon which has been licenced by the Authority provided that no fishing is permitted during the weekly close time or during the annual close season for salmon fishing.

2. Rod and Line

(a) any person may use a rod and line except in the following part of the Authority's area during the periods hereinafter specified:

(1) River Clwyd

In that part of the river upstream of the A548 road bridge at Rhyl, between the 2nd day of March and 1st day of June in any year;

(2) River Dysynni

In that part of the river upstream of the Broadwater at NGR (2)585(3)026 between the 2nd day of March and 1st day of June in any year;

(3) River Rheidol

In that part of the River upstream of Trefechan Bridge at any time;

(4) River Western Cleddau

In that part of the river upstream of the marker post situate 91 metres below the Town Weir at Haverfordwest, at any time;

(5) Other specified rivers

In that part of the Authority's area, which lies above the tidal limit within the natural watersheds of any other river or stream, including their estuaries, in the counties of Dyfed, West Glamorgan and Mid Glamorgan, at any time PROVIDED THAT nothing in this sub paragraph shall apply to the River Dyfi.

(b) Angling methods in parts of the Rivers Neath and Tawe

In those parts of the River Neath upstream of the Briton Ferry Road Bridge, and the River Tawe upstream of the New Cut Bridge to the tidal limits of both rivers, no person shall:

(1) fish for sea fish other than by rod and line using bait fishing methods only. The use of lures which require continuous retrieval is specifically prohibited;

(2) fish with a rod and line equipped with more than three single hooks or one treble hook. The gape of any hooks used must not exceed 10mm and no weight or sinker shall be attached below any hook or hooks used.

3. Gaff

Any person may use a gaff consisting of a plain metal hook without a barb as auxillary to rod and line.

4. Any Instrument

Subject to the provisions of these byelaws and byelaws made by the Board of Conservators of the Dee Fishery District, any person may use any instrument in that part of the River Dee which lies downstream of the said line from Sally's Cottage at NGR (3)236(3)835 (latitude 53 degrees 20.58' North, longitude 3 degrees 08.92' West) in the Wirral in the County of Merseyside to a mid channel point at NGR (3)206(3)840 (latitude 53 degrees 20.80' North, longitude 3 degrees 11.58' West) thence through to the funship at Llanerchymor NGR (3)177(3)795 (latitude 53 degrees 18.30' North, longitude 3 degrees 14.09' West) in the County of Clwyd, throughout the year.

Attachment 2



Email 2 - response to email 1.

From: [NRW Official 1]

Sent: Monday, August 21, 2023 12:03 PM

To: [Welsh Government Official]

Subject: RE: Shore netting review

Thanks [Welsh Government Official]

Let me look at it with [NRW Official 2] and we will update on Thursday

I will need to ask Are staff to provide input.