

**DEPARTMENT OF COMMUNICATIONS, ENERGY AND NATURAL RESOURCES.**

**FISHERIES ACTS 1959 TO 2006**

**SHANNON FISHERIES REGION (RIVER SHANNON)**

**CONSERVATION OF SALMON AND SEA TROUT (CATCH AND RELEASE)  
BYE-LAW NO. 868, 2010**

I, Conor Lenihan, Minister of State at the Department of Communications, Energy and Natural Resources, in exercise of the powers conferred on me by section 9 (as amended by section 3 of the Fisheries (Amendment) Act 1962 (No. 31 of 1962)) of the Fisheries (Consolidation) Act 1959 (No. 14 of 1959), section 33 (as amended by section 6(2) of the Fisheries Act 1980 (No. 1 of 1980)) of the Fisheries (Amendment) Act 1962, the Fisheries (Transfer of Departmental Administration and Ministerial Functions) Order 1977 (S.I. No. 30 of 1977) (as adapted by the Communications, Marine and Natural Resources (Alteration of Name of Department and Title of Minister) Order 2007 (S.I. No. 706 of 2007)) and the Energy and Natural Resources (Delegation of Ministerial Functions) Order 2009 (S.I. No. 199 of 2009) and having complied with the requirements of Regulation 31 of the European Communities (Natural Habitats) Regulations 1997 (S.I. No. 94 of 1997), hereby make the following bye-law:

1. (1) This Bye-law may be cited as the Shannon Fisheries Region (River Shannon) Conservation of Salmon and Sea Trout (Catch and Release) Bye-law No. 868, 2010.

(2) This Bye-law comes into operation on 1 March 2010.

2. In this Bye-law -

“catch and release” in relation to angling for salmon and sea trout in the waters referred to in Article 3, means carefully handling any fish caught and immediately returning the fish alive to the waters;

“fish” mean either salmon or sea trout or a combination of both;

“salmon” means fish of the species *Salmo salar* (Atlantic salmon);

“sea trout” means fish of the migratory form of *Salmo trutta*, but does not include a sea trout which is 40 centimetres or less in length measured in a straight line from the tip of the snout to the fork of the tail.

3 Notwithstanding Article 3 of the Conservation of Salmon and Sea Trout (Closed Rivers) Bye-Law No. C.S. 304, 2009 fixing the annual close season, it is permitted for a person from 1 March to 30 September during the year 2010, subject to Article 4, to take by rod and line any salmon or sea trout from the waters of the Lower Shannon in the Limerick or No. 8 District from O’Brien’s Bridge, downstream on the downstream face of the bridge, to Thomond Bridge, in the city of Limerick, by catch and release.

4. A person angling for salmon or sea trout in accordance with Article 3 shall not use or attempt to use worms as bait or any fish hooks, other than barbless hooks.

GIVEN under my hand,  
25 February 2010.

Conor Lenihan  
Conor Lenihan,  
Minister of State at the Department of Communications,  
Energy and Natural Resources.

## **EXPLANATORY NOTE**

(This is not part of the Bye-law and does not purport to be a legal interpretation).

This Bye-law provides for catch and release in respect of salmon and sea trout (over 40 cm) in the portion of the Lower Shannon from O'Brien's Bridge downstream, on the downstream face of the bridge, to Thomond Bridge during the period 1 March to 30 September 2010. The Bye-law also prohibits the use of worms as bait and any fish hooks other than barbless hooks in angling for salmon and trout in those waters.

## **FOOTNOTE**

Section 11 of the Fisheries (Consolidation) Act, 1959 provides that any person aggrieved by this Bye-law may within 28 days after its publication in the Irish Oifigiúil, appeal against same to the High Court.