

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

**FISHERIES ACTS 1959 TO 2006**

**CONSERVATION OF EEL FISHING BYE-LAW NO. C.S. 303, 2009**

I, Eamon Ryan, Minister for 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 of 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 207 (S.I. No. 706 of 2007)) and for the purpose of giving full effect to the State's Eel Management Plan under Council Regulation (EC) No. 1100/2007 of the 18 September 2007<sup>1</sup>, hereby make the following bye-law:

1. (1) This Bye-law may be cited as the Conservation of Eel Fishing Bye-law No. C.S. 303, 2009.

(2) This Bye-law comes into operation on the day after the day of its making and ceases to have effect on 30 June 2012.

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<sup>1</sup> OJ No. L248, 22.09.2007, p.17.

2. (1) Notwithstanding anything contained in any bye-law fixing the annual close season, it is prohibited for a person -

(a) to take, or attempt to take, or to fish for or to attempt to fish for, or to aid or assist in the taking or fishing for, eel, or

(b) to be in possession of or sell or offer for sale eel caught by any means,

in any fishery district.

(2) In this Article “eel” means eel of the species *Anguilla anguilla*.

3. The Conservation of Eel Fishing (Annual Close Season) Bye-Law No. C.S. 297, 2008 is revoked.

GIVEN under my Official Seal,

14 May 2009.

Eamon Ryan

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Minister for 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 prohibits fishing for eel, or possessing or selling eel caught in a river in the State.

## 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 Iris Oifigiúil, appeal against same to the High Court.