

Environment Agency
Water Resources Act 1991
Environment Act 1995
Salmon and Freshwater Fisheries Act 1975

CUMBRIAN RIVER DERWENT TIME LIMITED ROD AND LINE BYELAWS

THE ENVIRONMENT AGENCY, in exercise of its powers under Section 210 of, and paragraphs 6(1)(b), 6(2)(c) and 6(2)(d) of Schedule 25 to, the Water Resources Act 1991, and all other powers enabling it in that behalf, makes the following time limited byelaw for the protection and conservation of the fisheries within the Cumbrian River Derwent and its tributaries.

Byelaw 1 Application and Exemptions

- (1) These Byelaws apply to the Cumbrian River Derwent and all waters tributary to or connected with it.
- (2) These Byelaws shall not apply to any employee of the Environment Agency acting in their official capacity or to any person who, with the permission in writing of the Environment Agency and acting in accordance with any conditions attached to that permission, carries out work connected with the maintenance, improvement or development of fisheries or for scientific purposes.
- (3) These Byelaws shall expire 10 years after the date when they first come into force.
- (4) Except as provided, or where the context otherwise requires, all words and expressions used in these Byelaws shall have the meaning assigned to them by the Salmon and Freshwater Fisheries Act 1975, the Water Resources Act 1991 and Environment Act 1995.

Byelaw 2 Interpretation

- (1) In these byelaws-
 - (a) "salmon" means the species Atlantic salmon (*Salmo salar*) and includes part of a salmon;
 - (b) "sea trout" means an migratory (anadromous) form of the species *Salmo trutta* which are commonly known as sea trout (migratory trout) and includes part of a sea trout;

- (c) “artificial fly” means a fishing fly that is primarily constructed from natural or synthetic feather, fur or other material and which is designed to attract fish and incorporates a hook, or multiple hooks;
- (d) “artificial lure” means any device including spoons, flying Cs, spinners, wobblers, plugs or artificial imitation baits that are designed to attract fish and incorporate a hook or multiple hooks;
- (e) “bait” means any worm or pupae or larvae, shrimp or prawn, whether natural or artificial. This includes natural fish baits but does not relate to artificial lures designed to imitate fish;
- (f) “barbless or de-barbed” means a hook with no barb, or a hook with a fully crushed or removed barb;
- (g) “hook gape” means the widest point of a hook used for rod and line fishing, the dimensions of which are measured from the hook point directly across to the shank of the hook;
- (h) “Cumbrian River Derwent” means the area of the natural catchment of the Cumbrian River Derwent, and all of the streams, lakes and rivers draining or flowing directly or indirectly into it.

Byelaw 3 Prohibition on the retention of salmon from the Cumbrian River Derwent and its tributaries taken by rod and line

- (1) No person shall remove or retain a salmon that has been taken by rod and line in the Cumbrian River Derwent.
- (2) Any salmon that has been taken by rod and line shall be returned immediately to the river at the point of capture with the least possible injury and without undue delay.

Byelaw 4 Prohibition of methods for fishing for salmon and sea trout by rod and line within the Cumbrian River Derwent

- (1) No person shall fish for, take, attempt to fish for, or attempt to take any salmon or sea trout with rod and line within the Cumbrian River Derwent by any means other than by artificial fly or artificial lure.
- (2) No person shall fish for, take, attempt to fish for, or attempt to take any salmon or sea trout with rod and line within the Cumbrian River Derwent by means of any bait.
- (3) No person shall fish for, take, attempt to fish for, or attempt to take any salmon or sea trout with rod and line within the Cumbrian River Derwent using artificial fly or lure unless fitted with barbless or de-barbed hooks.
- (4) No person shall fish for, take, attempt to fish, for or attempt to take any salmon or sea trout with rod and line within the Cumbrian River Derwent using artificial lure, unless

fitted with one single barbless or de-barbed hook, with a maximum hook gape of no more than 13mm.

The restriction to one single barbless or de-barbed hook shall not apply to wobbler or plug type lures, which may have up to a maximum of 3 single barbless or de-barbed hooks with each hook having a maximum hook gape of no more than 13mm.

- (5) No person shall fish for, take attempt to fish for or attempt to take any salmon or sea trout with rod and line within the Cumbrian River Derwent using artificial fly, unless fitted with either;
- (a) barbless or de-barbed single or double hooks, with a maximum individual hook gape of no more than 13mm; or
 - (b) a barbless or de-barbed treble hook with a maximum individual hook gape of no more than 7mm.

The use of artificial fly furnished with multiple hooks is permissible, subject to 5 (a) and 5 (b) above, up to a maximum of 4 hook points per artificial fly.

Byelaw 5 Revocation

The Environment Agency River Derwent Byelaws confirmed on 25 July 2013 are hereby revoked.

IN WITNESS WHEREOF THE COMMON SEAL OF THE ENVIRONMENT AGENCY
Was hereunto affixed on the 23rd day of August 2022 in the presence of:-

Peter Kelleet
PETER KELLEET
DIRECTOR OF LEGAL SERVICES
AN AUTHORISED SIGNATORY ENVIRONMENT AGENCY

