

SALMON AND FRESHWATER FISHERIES ACT 1975

ENVIRONMENT ACT 1995

ENVIRONMENT AGENCY

NORTH EAST COAST (LIMITATION OF NET LICENCES) ORDER 2022

The Environment Agency, in exercise of the powers vested in it by Section 26 of the Salmon and Freshwater Fisheries Act 1975 and being satisfied that it is necessary to do so for the purposes of Section 26(1A) (a) and (b) makes the following Order:

Part I

1. Citation, commencement and expiry

This Order –

- (a) may be cited as the Environment Agency North East Coast (Limitation of Net Licences) Order 2022.
- (b) comes into force on the date it is confirmed by the Secretary of State for the Environment, Food and Rural Affairs; and
- (c) expires on the date 10 years after the date it came into force unless revoked earlier.

2. Interpretation

(a) In this Order –

- “applicant” means a person who has applied for a licence for the respective year and “application” shall be interpreted accordingly;
- “area” means either the Northumbria Area or the Yorkshire Area and “areas” shall be interpreted accordingly;
- “Agency” means the Environment Agency;
- “district 1” means the area within a line drawn bearing 090° from the Scottish border and a line drawn bearing 090° from point 54° 57.470' North 01° 21.100' West (“Souter Point”) but excluding the mouth or entrance of the River Tweed (as defined in the Tweed Fisheries Amendment Act 1859);
- “district 2” means the area within a line drawn bearing 090° from Souter Point and a line drawn bearing 026° from point 54° 33.650' North 00° 48.900' West (“Boulby Crag”);

“district 3”	means the area between a line drawn bearing 026° from Boulby Crag and a line drawn bearing 095° from point 54° 21.540’ North 00° 26.720’ West (“Hayburn Wyke”);
“district 4”	means the area between a line drawn bearing 095° from Hayburn Wyke and a line drawn bearing 045° from point 54° 14.520’ North 00° 20.200’ West (“Yons Nab”);
“district 5”	means the area between a line drawn bearing 045° from Yons Nab and a line drawn bearing 045° from point 54° 07.820’ North 00° 06.400’ West (“Thornwick Nab”);
“district 6”	means the area between a line drawn bearing 045° from Thornwick Nab and a line drawn bearing 090° from point 53° 52.580’ North 00° 08.300’ West (“Mappleton Church Spire”);
“district 7”	means the area between a line drawn bearing 090° from Mappleton Church Spire and a line drawn bearing 090° from point 53° 34.470’ North 00° 06.750’ East (“Spurn Head Lighthouse”);
“district”	means any one of the districts described above and “districts” shall be interpreted accordingly;
“endorsee”	means a person endorsed on the relevant licence by the Agency;
“licence”	means a fishing licence issued by the Agency for the use of a net for fishing for migratory trout;
“licence year”	means the year to which a licence relates or is intended to relate;
“Northumbria Area”	means the area comprising districts 1 and 2;
“T and J net licence”	means any licence which authorises fishing with a T Net or a J Net or both;
“Yorkshire Area”	means the area comprising districts 3, 4, 5, 6 and 7.

- (b) Districts defined in this Order shall extend between mean high water mark and the seaward limit of the Agency’s jurisdiction.
- (c) All geographical positions referred to in this Order refer to the Ordnance Survey of Great Britain (1936) Datum and all bearings are true bearings.

PART II T AND J NETS

1. Limit on the Number T and J Net Licences

The number of T and J net licences to be issued in any year shall be limited in each district.

2. Renewal of T and J Net Licences

The Agency shall issue a T and J net licence to any applicant who held a T and J net licence in the district only in respect of which the application is made in the year preceding the licence year.

3. Succession to T and J Net Licences During the Year to Endorsee

- (a) Where a T and J net licence has lapsed by reason of the death of the licence-holder, a licence for the same district may be issued to an applicant who was an endorsee on that licence at the time it lapsed.
- (b) Not more than one such licence shall be issued in respect of any one lapsed licence and if there is more than one applicant who qualifies the Agency shall select at its discretion to which of them a licence shall be issued.
- (c) A person shall not by virtue of having held a licence issued under this article be entitled under article 2 to a licence for the succeeding year.

4. Prohibition on Holding of More than One Licence

Subject only to Article 2 (renewals) not more than one licence to which this Order relates shall be issued to any one person for the same year.


PART III

5. Revocation

The Environment Agency North East Coast (Limitation of Net Licences) Order 2012 is revoked.

THE COMMON SEAL of the ENVIRONMENT AGENCY

was hereunto affixed on the ^{9th} day of August 2022 in the presence of:-


PETER KELLETT
DIRECTOR OF LEGAL SERVICES
AN AUTHORISED SIGNATORY



