



Jersey

**SEA FISHERIES (INSHORE TRAWLING,
NETTING AND DREDGING) (JERSEY)
REGULATIONS 2001**

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Jersey

SEA FISHERIES (INSHORE TRAWLING, NETTING AND DREDGING) (JERSEY) REGULATIONS 2001

Arrangement

Regulation

1	Interpretation	5
2	Application	5
3	Restriction on trawling or dredging in certain areas	5
4	Restriction on use of beam trawl	6
5	Restriction on the use of draw nets	6
6	Further restrictions on the use of fishing nets	7
6A	Restrictions on certain beach set nets	7
7	Minister may permit fishing in certain areas	8
8	Restriction on inshore netting in certain area	8
9	Restriction on mesh size of passive gear	8
10	Vessels not to have passive gear with certain mesh sizes on board	8
11	Percentages of target fish	8
12	Calculating percentages (passive gear)	8
13	Restriction on fishing for mackerel	9
14	Citation	9

SCHEDULE **10**

PASSIVE GEAR	10
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Supporting Documents

ENDNOTES **12**

Table of Legislation History	12
Table of Renumbered Provisions	12
Table of Endnote References	12



Jersey

SEA FISHERIES (INSHORE TRAWLING, NETTING AND DREDGING) (JERSEY) REGULATIONS 2001¹

THE STATES, in pursuance of Articles 2, 5 and 29 of the Sea Fisheries (Jersey) Law 1994², have made the following Regulations –

Commencement [[see endnotes](#)]

1 Interpretation

- (1) In these Regulations –
 - “beach set net” means passive gear that is put in place otherwise than from a vessel;
 - “mesh size”, in respect of a net, means the mesh size of the net as measured in accordance with the Sea Fisheries (Trawling, Netting and Dredging) (Jersey) Regulations 2001;³
 - “passive gear” has the same meaning as in the Sea Fisheries (Trawling, Netting and Dredging) (Jersey) Regulations 2001.
- (2) References in these Regulations to the use of a net means the use of the net for the purpose of catching sea fish.

2 Application

- (1) These Regulations apply to Jersey.
- (2) They also apply, except for Regulation 6A, within the waters that are within 3 nautical miles of the coast of Jersey as measured from the low-water mark of ordinary spring tides.⁴

3 Restriction on trawling or dredging in certain areas

- (1) In this Regulation a “restricted area” means any of the following areas –

- (a) the sea area within St. Brelade's Bay bounded on the seaward side by a straight line drawn from the southern most part of the Grosse Tête to the Point Le Fret;
 - (b) the sea area within St. Aubin's Bay bounded on the seaward side by a straight line drawn from the Pointe du But to the Gros du Château Elizabeth;
 - (c) the sea area within the small roads in St. Aubin's Bay bounded on the seaward side by a straight line drawn from the southern most part of Elizabeth Castle Breakwater to the Oyster Rocks Beacon and then from there to the charted position of East Rock Buoy and then from there to the Dog's Nest Beacon to the southern most point of the La Collette reclamation wall;
 - (d) the sea area within Fliquet Bay bounded on the seaward side by a straight line drawn from the seaward end of St. Catherine's Breakwater to Brayes Rocks;
 - (e) the sea area to the east of Jersey bounded on the seaward side by straight lines drawn from La Rocque breakwater to La Conchière beacon to the Brett Rock Beacon, and then from there to the charted position of Le Cochon buoy, and then from there to La Noire beacon, and then from there to the Horn Rock beacon, and from there to Les Arch beacon, and from there to Le Fara beacon to the outward end of St. Catherine's Breakwater and by the shoreline on the landward side.
- (2) It is prohibited to use a trawl net or dredge in a restricted area.

4 Restriction on use of beam trawl

- (1) A person shall not use more than 1 beam trawl.
- (2) The beam trawl used shall not exceed 6 metres in length.
- (3) That length shall be measured between the extremities of the beam and shall include any attachments to the beam.

5 Restriction on the use of draw nets

- (1) Except as otherwise provided by this Regulation, it is prohibited to use a net to draw fish ashore.
- (2) A seine net may be used to fish for grey mullet during the period starting 2 hours before and ending 1 hour after high water if –
 - (a) the net is not less than 90 metres long; and
 - (b) the net is used in conjunction with a boat.
- (3) A seine net may be used to draw fish ashore in the circumstances specified in paragraph (4).
- (4) Those circumstances are –
 - (a) that the net has a mesh size of 90 millimetres or more;

- (b) that the net is used during the period starting 1 hour before and ending 3 hours after low water;
 - (c) that the net is used either in St. Ouen's Bay or in the area of the Royal Bay of Grouville between the rocks known as the Tas du Nord and the seaward end of the pier at Gorey.
- (5) It is prohibited to use a motor vehicle or a motorised winch to draw a net ashore.

6 Further restrictions on the use of fishing nets

- (1) It is prohibited to use a beach set net except –
 - (a) below the half-tide mark; and
 - (b) amongst rocks situated no more than 120 metres apart.
- (2) It is prohibited to use a beach set net unless –
 - (a) it is marked at either end and at 10 metre intervals over its entire length with a buoy, float or other identification mark having, in each case, a diameter or width of at least 10 cm; and
 - (b) the marks at either end of the net are indelibly marked with the name and address of the owner of the net.
- (3) It is prohibited to use passive gear where the depth of the sea is less than 130 centimetres.
- (4) Paragraph (3) does not apply to a beach set net.
- (5) It is prohibited to use a peg or stake on a beach to hold a net.

6A Restrictions on certain beach set nets⁵

- (1) It is prohibited to use a beach set net in the circumstances permitted by Regulation 6 or 7 unless the requirements of paragraph (2) are met.
- (2) A person using a beach set net for more than 96 hours must move that beach set net to another location within each 96 hour period.
- (3) For the purposes of paragraph (2) –
 - (a) a beach set net is moved to another location only if each part of that beach set net is located in a different place to where that part was located immediately prior to the move;
 - (b) each 96 hour period shall be measured from the time the beach net is first used and, thereafter, from each time it is moved to another location; and
 - (c) a person uses a beach set net throughout any period of time whether or not the person abandons the beach set net during that period.

7 Minister may permit fishing in certain areas

- (1) The Minister may, by Act published in the Jersey Gazette, permit the use of a beach set net in a specified place amongst the rocks on the coast of Jersey during a specified period.
- (2) In this Regulation “specified” means specified in the Act.

8 Restriction on inshore netting in certain area

- (1) In this Regulation –
“restricted area” means the sea area within 200 metres of the shoreline between La Coupe Point to La Rocque Harbour and thence to St. Brelade’s Bay Pier;
“passive gear” includes any equipment attached to the passive gear, including any anchor, line or float;
“prohibited time” means the hours of daylight during the period beginning 1st April and ending 15th October in any year.
- (2) It is prohibited to use passive gear in the restricted area during the prohibited time.

9 Restriction on mesh size of passive gear

It is prohibited to use passive gear with a mesh size that does not correspond to a category set out in the Schedule.

10 Vessels not to have passive gear with certain mesh sizes on board

- (1) A vessel shall not have on board passive gear with a mesh size that does not correspond to a category set out in the Schedule.
- (2) Paragraph (1) does not apply in respect of a vessel solely in transit through the area to which these Regulations apply.

11 Percentages of target fish

- (1) This Regulation applies when a catch is made by a vessel using passive gear with a mesh size corresponding to one of the categories set out in the Schedule.
- (2) The percentage of target fish retained on board for one or any combination of target fish or groups of target fish mentioned in the corresponding mesh size category shall not be less than 70%.

12 Calculating percentages (passive gear)

- (1) The minimum percentage referred to in Regulation 11(2) is to be calculated as the proportion by live weight of all sea fish on board after sorting or on landing.

- (2) The percentage may be calculated on the basis of one or more representative samples.

13 Restriction on fishing for mackerel

It is prohibited to use a net to fish for mackerel where the depth of the sea is less than 2 metres.

14 Citation

These Regulations may be cited as the Sea Fisheries (Inshore Trawling, Netting and Dredging) (Jersey) Regulations 2001.

SCHEDULE

(Regulations 9, 10(1), 11(1))

PASSIVE GEAR

Species/Mesh	90-99 mm	100-119 mm	120-219 mm	= 220 mm
Sardine (<i>Sardina pilchardus</i>)	*	*	*	*
Eel (<i>Anguilla anguilla</i>)	*	*	*	*
Sprat (<i>Sprattus sprattus</i>)	*	*	*	*
Horse mackerel (<i>Trachurus trachurus</i>)	*	*	*	*
Herring (<i>Clupea harengus</i>)	*	*	*	*
Mackerel (<i>Scomber scombrus</i>)	*	*	*	*
Red mullets (<i>Mullidae</i>)	*	*	*	*
Garfish (<i>Belone</i> spp.)	*	*	*	*
Bass (<i>Dicentrarchus labrax</i>)	*	*	*	*
Grey Mulletts (<i>Mugilidae</i>)	*	*	*	*
Lesser spotted dogfish (<i>Scyliorhinus canicula</i>)	*	*	*	*
Whiting (<i>Merlangius merlangus</i>)	*	*	*	*
Dab (<i>Limanda limanda</i>)		*	*	*
Haddock (<i>Melanogrammus aeglefinus</i>)		*	*	*
Flounder (<i>Platichthys flesus</i>)		*	*	*
Sole (<i>Solea vulgaris</i>)		*	*	*
Plaice (<i>Pleuronectes platessa</i>)		*	*	*
Cuttlefish (<i>Sepia</i> spp.)		*	*	*
Pollack (<i>Pollachius pollachius</i>) ⁽²⁾			*	*
Hake (<i>Merluccius merluccius</i>) ⁽²⁾			*	*
Cod (<i>Gadus morhua</i>)			*	*
Ling (<i>Molva molva</i>)			*	*
Saithe (<i>Pollachius virens</i>)			*	*
Picked dogfish (<i>Squalus</i>)			*	*

<i>acanthias</i>			*	*
Greater spotted dogfish (<i>Scyliorhinus stellaris</i>)			*	*
Megrim (<i>Lepidorhombus</i> spp.)			*	*
Lumpfish (<i>Cyclopterus</i> <i>lumpus</i>)			*	*
Others				*(1)

- (1) Catches of Anglerfish (*Lophius* spp.) retained onboard in excess of 30% of the total catch on board must be taken with a minimum mesh size of 250 mm or greater.
- (2) Minimum mesh size 110 mm.

ENDNOTES**Table of Legislation History**

Legislation	Year and No	Commencement
Sea Fisheries (Inshore Trawling, Netting and Dredging) (Jersey) Regulations 2001	R&O.195/2001	1 January 2002
States of Jersey (Amendments and Construction Provisions No. 3) (Jersey) Regulations 2005	R&O.132/2005	9 December 2005
Sea Fisheries (Inshore Trawling, Netting and Dredging) (Amendment) (Jersey) Regulations 2008	R&O.108/2008	15 September 2008

Table of Renumbered Provisions

Original	Current
1(3), (4), (5)	spent, omitted from this revised edition
14	spent, omitted from this revised edition
15	14

Table of Endnote References

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- ¹ *These Regulations have been amended by the States of Jersey (Amendments and Construction Provisions No. 3) (Jersey) Regulations 2005. The amendments replace all references to a Committee of the States of Jersey with a reference to a Minister of the States of Jersey, and remove and add defined terms appropriately, consequentially upon the move from a committee system of government to a ministerial system of government*
- ² *chapter 14.825*
- ³ *chapter 14.825.88*
- ⁴ *Regulation 2(2) amended by R&O.108/2008*
- ⁵ *Regulation 6A inserted by R&O.108/2008*