



Llywodraeth Cymru
Welsh Government

WELSH GOVERNMENT - Marine and Fisheries

Conditions associated with Byelaw 12 Authorisation to fish for King Scallops (*Pecten maximus*) using an approved dredge.

The Authorisation is issued under authority of the Cabinet Secretary for Climate Change & Rural Affairs, one of the Welsh Ministers, for the purposes of Byelaw 12 of the former North Western and North Wales Sea Fisheries Committee (NWNWSFC).

NWNWSFC Byelaw 12 now has effect as if made in a statutory instrument by the Welsh Ministers, by virtue of Article 13(3) of and Schedule 4 to the Marine and Coastal Access Act 2009 (Commencement No.1, Consequential, Transitional and Savings Provisions) (England and Wales) Order 2010 (S.I. 2010/630 (c.42)).

THE AUTHORISATION entitles the Authorised Person (the permit holder): to fish for, take or remove, using the vessel specified in the permit and approved dredges (specified in Part A), King Scallops (*Pecten maximus*) from the specified area (defined in Part B), subject to the conditions set out in Part C.

Part A – Approved Dredge

An approved dredge is any scallop dredge which complies with Article 10 (Specification of scallop dredges) of the Scallop Fishing (Wales) (No. 2) Order 2010 (S.I. 2010/269 (W.33)) (“the 2010 Order”).

Part B - Specified Area

The Authorisation applies to the part of the District of the former NWNWSFC (as defined by Article 2 of the North Western and North Wales Sea Fisheries District Order 1999 (S.I. 1999/1043)) which lies within Wales (as defined by section 158 of the Government of Wales Act 2006 and further determined by Article 6 of and Schedule 3 to the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672)).

Please note all or parts of the specified area may be closed to scallop dredging activity as a result of other legislation (including the 2010 Order).

Dredging for scallops is prohibited in the area enclosed by the co-ordinates as illustrated at **annex 1**.

Further restrictions apply to fishing off the north Lleyn Peninsula, as illustrated at **annex 2**.

Part C - Conditions

1. The Authorisation is valid from the date the permit is issued, or from 00:01 on 1st November of the current season (whichever is the later date), until 23:59 on 30th April (end of season).
2. The Authorisation only entitles the authorised person to fish for, take and remove King Scallops (*Pecten maximus*) using the vessel named on the permit and approved dredges.
3. If the vessel to which the permit relates exceeds 12 metres in overall length but does not exceed 15 metres in overall length, then the authorisation/permit is only valid in the former NW&NWSFC district that lies east of a line drawn 0000 (T) from The Old Lighthouse, Great Ormes Head.
4. The authorised person must adhere to all other applicable legislation (including other Byelaws of the former NWNWSFC) and obtain any other necessary permissions and/or authorisations before undertaking the activities permitted by the Authorisation.
5. Without prejudice to the generality of Condition 3, the activities permitted by the Authorisation must be undertaken in accordance with the provisions of the Scallop Fishing (Wales) (No.2) Order 2010 (S.I. 2010/269 (W.33)) as amended by The Sea Fishing (Miscellaneous Amendments) (Wales) Regulations 2019 (S.I. 2019/1332 (W.230)).
6. The authorised person must make a full and true report ("catch return") of all King Scallops (*Pecten maximus*) fished for, taken or killed from the specified area (defined in Part B) pursuant to the Authorisation, by the 5th day of the following month including details of the location, date, time, quantity (in kg) and gear used.
7. All personnel onboard the authorised vessel must comply with all demands and instructions issued by the Welsh Government Fisheries Enforcement Officers and any Marine Enforcement Officer.
8. Evidence of the Authorisation must be always available whilst undertaking activities permitted by the Authorisation.
9. **Termination:** The Welsh Ministers may in their absolute discretion withdraw the Authorisation at any time. Where possible prior notice of withdrawal will be given, but in any of the following instances, the Authorisation may be withdrawn without notice:
 - a) in the case of emergency;
 - b) if you breach any of the conditions of this authorisation; or
 - c) if you cause any unacceptable damage to the environment and conditions of the area defined in Part B of the Authorisation.
10. **Expiry:** The Authorisation expires automatically, if not terminated before that date.

Please note:

1. The minimum size at which a King Scallop (*Pecten maximus*) may be taken is 110mm. The minimum size is provided for in Article 11 of the Scallop Fishing (Wales) (No 2) Order 2010 (S.I. 2010/269 (W.33)) as amended by The Sea Fishing (Miscellaneous Amendments) (Wales) Regulations 2019 (S.I. 2019/1332 (W.230)) and in Byelaw 14 of the former South Wales Sea Fisheries Committee.
2. The Byelaws of the former North Western and North Wales Sea Fisheries Committee now have effect as if made in a statutory instrument by the Welsh Ministers, by virtue of Article 13 of and Schedule 3 to the Marine and Coastal Access Act 2009 (Commencement No.1, Consequential, Transitional and Savings Provisions) (England and Wales) Order 2010 (S.I. 2010/630 (c.42)).
3. Byelaw 20 of the former North Western and North Wales Sea Fisheries Committee, additionally prevents fishing for King Scallop (*Pecten maximus*) in Cardigan Bay within three nautical miles of the baselines between the Southern boundary at Cemaes Head (latitude 52^o 07.032' North longitude 04^o 43.853' West) and a line drawn due West true from Braich y Pwyll (latitude 52^o 47.776' North longitude 04^o 46.072' West), between the 1st June and the 31st December in any year.
4. All vessels fishing for King Scallops in Welsh territorial waters must have a **fully functioning tracking device** fitted, which complies with the requirement of the Scallop Dredging Operations (Tracking Devices) (Wales) Order 2012.
5. Your attention is also drawn to the Ministry of Defence range at Aberporth. The byelaws governing the Aberporth range are available at [this government webpage which brings together all available MOD byelaws within Ceredigion](#).

Signed under authority of the Cabinet Secretary for Climate Change & Rural Affairs, one of the Welsh Ministers.

Signed:



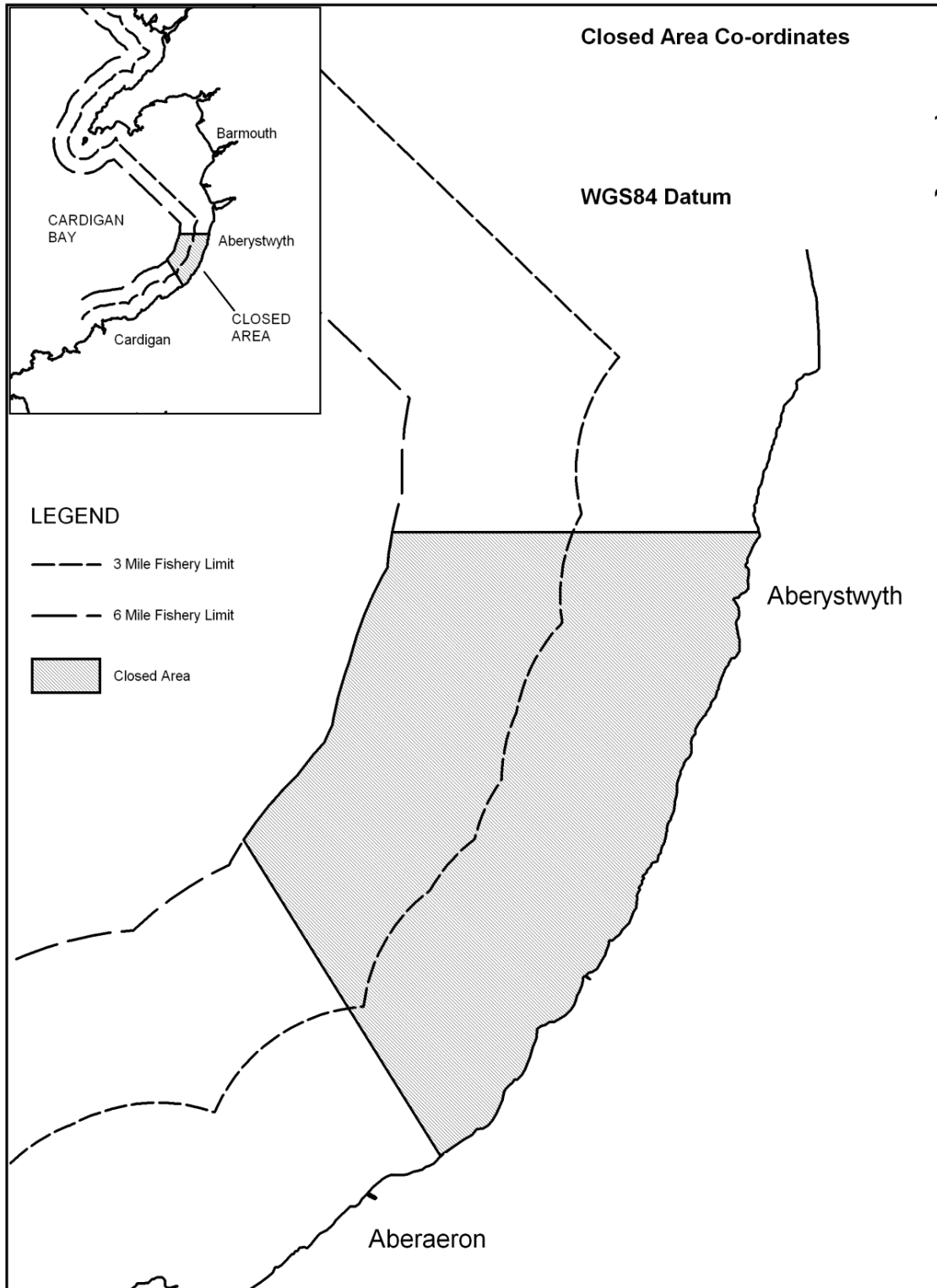
Date: 14/05/2024

Gareth Bevington
Deputy Director
Marine and Fisheries Division
Welsh Government

Annex 1 Byelaw 12 – Closed area for scallop fishing in Cardigan Bay

Co-ordinates:

- A 52° 26.000'N 004° 15.158'W to
- B 52° 26.000'N 004° 04.818'W thence along the coastline at MHWS to
- C 52° 15.222'N 004° 13.788'W to
- D 52° 20.690'N 004° 19.346'W thence along the 6nm fishery limit to point A.



Annex 2 ADVISORY ON PROTECTED HORSE MUSSEL REEFS OFF THE LLEYN PENINSULA

The Sea Fish (Specified Sea Areas) (Prohibition of Fishing Method) (Wales) Order 2012

This Order, which applies in relation to Wales, prohibits fishing for sea fish with fishing boats using bottom towed fishing gear within the specified sea areas, and requires that all bottom towed fishing gear must be inboard, stowed and secured when any fishing boat is within the specified sea areas.

In this Order “bottom towed fishing gear” means any fishing gear or equipment which is capable of being towed, dragged or moved along the seabed including, but not limited to, any fishing dredge, beam trawl or otter trawl.

The Specified Sea Areas are:

- (i) The area that is bounded and enclosed between the coastline at mean high water springs and a line drawn between the following co-ordinates:

52° 56.909'N 04° 34.055'W

52° 59.858'N 04° 38.782'W

52° 55.455'N 04° 45.891'W

52° 52.928'N 04° 41.878'W

52° 52.155'N 04° 43.359'W

52° 51.563'N 04° 42.372'W

- (ii) The area that is bounded and enclosed by a line drawn between the following co-ordinates:

52° 59.942'N 04° 34.198'W

53° 00.201'N 04° 34.289'W

53° 00.456'N 04° 34.243'W

53° 01.207'N 04° 34.035'W

53° 02.002'N 04° 32.774'W

53° 02.067'N 04° 32.579'W

53° 02.213'N 04° 31.998'W

53° 02.173'N 04° 31.697'W

53° 01.777'N 04° 31.294'W

53° 01.201'N 04° 31.158'W

53° 00.108'N 04° 31.104'W

52° 59.706'N 04° 31.551'W

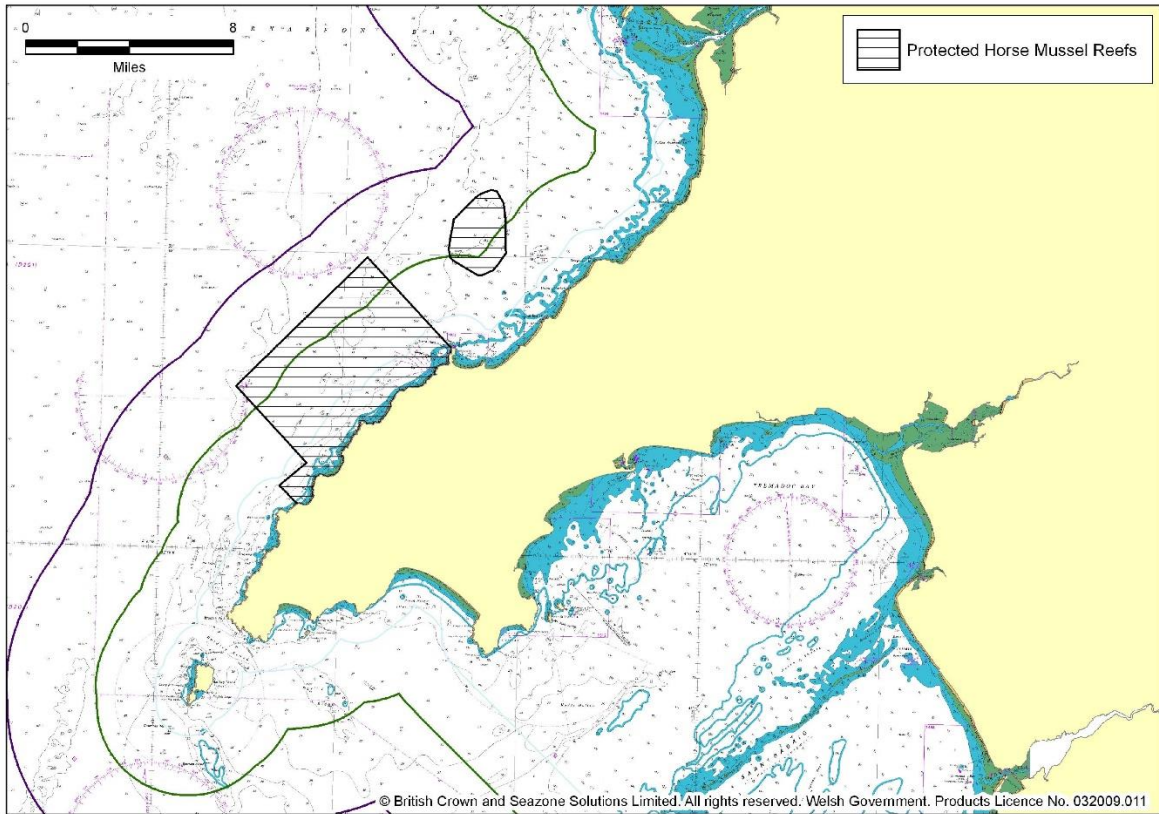
52° 59.521'N 04° 31.806'W

52° 59.349'N 04° 32.425'W

52° 59.343'N 04° 32.637'W

52° 59.831'N 04° 34.045'W

52° 59.942'N 04° 34.198'W



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