



Kent and Essex Inshore Fisheries and Conservation Authority

MARINE AND COASTAL ACCESS ACT 2009

ESSEX ESTUARIES BOTTOM TRAWLING (PROHIBITED AREAS) BYELAW

The Authority for the Kent and Essex Inshore Fisheries and Conservation District, in exercise of the powers conferred by sections 155 and 156 of the Marine and Coastal Access Act 2009 hereby makes the following byelaw for that District.

DEFINITIONS

- (1) In this byelaw:
- a) "the Authority" means the Kent and Essex Inshore Fisheries and Conservation Authority as defined in Articles 2 and 4 of the Kent and Essex Inshore Fisheries and Conservation Order 2010 (SI 2010 No 2190);
 - b) "the Essex Estuaries Special Area of Conservation" means, for the purposes of this byelaw, the area defined in the schedule.
 - c) "bottom trawl" means any beam trawl, otter trawl, multi-rig trawl, pair trawl or other similar fishing instrument designed to take sea fisheries resources from the sea bed;
 - d) "the prohibited areas" means the areas as defined in the Schedule.
 - e) "use" in the context of a trawl means moving, towing or dragging it on the seabed and or above the seabed and or on the surface of the sea and or anchoring and or leaving it on the seabed with or without the intention to take sea fisheries resources and "using" and "used" shall be construed accordingly;
 - f) "vessel" means that as defined by the Marine and Coastal Access Act 2009 subsection 262 (2).

PROHIBITIONS

- (2) A person must not use a bottom trawl from a vessel within the prohibited areas.

SCIENTIFIC EXEMPTION

- (3) This byelaw shall not apply to a person performing an act which would otherwise constitute an offence against this byelaw, if that act was carried out in accordance with a written permission issued by the Authority permitting that act for scientific, stocking or breeding purposes.

I hereby certify that the above byelaw was made by the Authority at their meeting on the 12th day of September 2016.

Peter Sass
Clerk to the Kent and Essex Inshore Fisheries and Conservation Authority

Paragon House
Albert Street
Ramsgate
Kent.
CT11 9HD

The Secretary of State for Environment, Food and Rural Affairs in exercise of the power conferred by section 155(4) of the Marine and Coastal Access Act 2009 confirms the Essex Estuaries Bottom Trawling (Prohibited Areas) Byelaw made by Kent and Essex Inshore Fisheries and Conservation Authority on 12th September 2016.

Date:

A Senior Civil Servant for, and on behalf of, the Secretary of State for Environment, Food and Rural Affairs

SCHEDULE

Co-ordinates used in this Byelaw are based on WGS 84 datum, where 'WGS 84' means the World Geodetic System, revised in 1984 and further revised in 2004.

Definition of "Essex Estuaries Special Area of Conservation"

"Essex Estuaries Special Area of Conservation" means the area enclosed by a series of straight lines drawn sequentially from:

Point 1 (51 degrees 46.367 minutes North, 01 degrees 06.739 minutes East) to
Point 2 (51 degrees 40.021 minutes North, 01 degrees 07.130 minutes East) to
Point 3 (51 degrees 33.981 minutes North, 01 degrees 02.866 minutes East) to
Point 4 (51 degrees 31.192 minutes North, 00 degrees 57.188 minutes East) to
Point 5 (51 degrees 30.211 minutes North, 00 degrees 50.822 minutes East) to
Point 6 (51 degrees 30.216 minutes North, 00 degrees 46.894 minutes East) to
Point 7 (51 degrees 31.282 minutes North, 00 degrees 46.817 minutes East) and then by a line drawn along the coast at the level of mean high water spring tide back to Point 1

Definition of "Prohibited Areas"

"Prohibited Area 1 – River Blackwater" means the area enclosed by a straight line drawn from:

Point 1 (51 degrees 46.545 minutes North, 00 degrees 54.025 minutes East) to
Point 2 (51 degrees 45.964 minutes North, 00 degrees 54.010 minutes East) to
Point 3 (51 degrees 44.612 minutes North, 00 degrees 53.704 minutes East) and then by a line drawn along the coast at the level of mean high water spring tide back to Point 1

"Prohibited Area 2 – Rivers Crouch and Roach" means the area enclosed by a series of straight lines drawn sequentially from:

Point 1 (51 degrees 37.916 minutes North, 00 degrees 55.914 minutes East) to
Point 2 (51 degrees 37.203 minutes North, 00 degrees 56.774 minutes East) and then by a line drawn along the coast at the level of mean high water spring tide to
Point 3 (51 degrees 33.471 minutes North, 00 degrees 51.516 minutes East) to
Point 4 (51 degrees 33.221 minutes North, 00 degrees 51.005 minutes East) and then by a line drawn along the coast at the level of mean high water spring tide back to Point 1

"Prohibited Area 3 – River Colne" means the area enclosed by a series of straight lines drawn sequentially from:

Point 1 (51 degrees 46.388 minutes North, 01 degrees 02.679 minutes East) to
Point 2 (51 degrees 45.968 minutes North, 01 degrees 01.772 minutes East) to
Point 3 (51 degrees 46.588 minutes North, 00 degrees 57.035 minutes East) and then by a line drawn along the coast at the level of mean high water spring tide back to Point 1

"Prohibited Area 4 – Ray Sand Channel" means the area enclosed by a series of straight lines drawn sequentially from:

Point 1 (51 degrees 44.631 minutes North, 00 degrees 56.015 minutes East) to
Point 2 (51 degrees 44.761 minutes North, 00 degrees 56.128 minutes East) to
Point 3 (51 degrees 42.849 minutes North, 01 degrees 07.342 minutes East) to
Point 4 (51 degrees 37.952 minutes North, 00 degrees 56.032 minutes East) and then by a line drawn along the coast at the level of mean high water spring tide back to Point 1

EXPLANATORY NOTE

(This note is not part of the byelaw)

This Byelaw prohibits the use of all types of bottom trawl in specified areas to protect the designated features of those areas and therefore prevent damage to or deterioration of the site.

The Essex Estuaries SAC and the prohibited areas are defined in the Schedule to this byelaw.

The Essex Estuaries SAC and the prohibited areas are identified, for illustrative purposes only, on the charts below.

