

NWSFC BYELAW 13A

AUTHORISATION TO REMOVE COCKLES FROM PILLING SANDS BED, MORECAMBE BAY 2016

Issue Date: 7TH November 2016
Expiry Date: 30th April 2017

All Byelaw 3 permit holders are hereby authorised to remove size cockles, between and inclusive of the dates specified, from the Pilling Sands bed defined at paragraphs 2 and 3 in accordance with this authorisation, and are responsible for complying with the conditions given below in paragraph 1.

1. Conditions of Authorisation to Remove Size Cockle

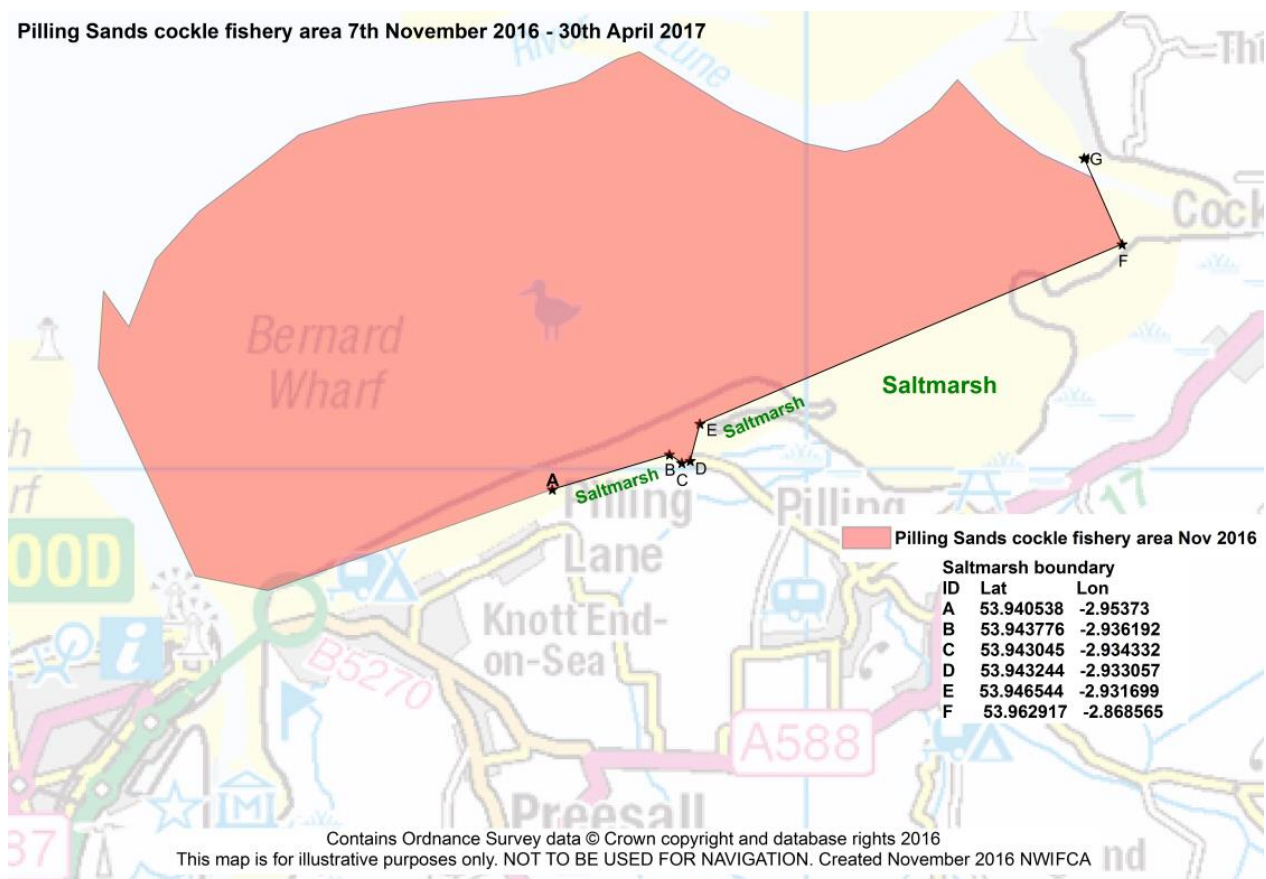
This authorisation is issued subject to the following conditions.

- a) Removal of size cockles is permitted only during the period 7th November 2016 to 30th April 2017 inclusive;
- b) That size cockle is only gathered from the Pilling Sands Bed as defined in paragraph 2;
- c) No person shall fish, transit, ton up or park any vehicle on the saltmarsh as defined in paragraph 2;
- d) Access to and access from the fishery will be via the concrete track access point at Fluke Hall Lane only (SD 389 500) as defined in paragraph 3;
- e) Access to and from the fishery is permitted for ATV and tractors only;
- f) Care must be taken while driving to ensure the safety of livestock, pedestrians or other people using the road, track or beach;
- g) No person shall place cockles that have just been fished into a container unless they have been passed through a rigid riddle designed to retain cockles which will not pass through a gauge having a square opening of 20mm measures across each side (NWIFCA Byelaw 3. para. 8);
- h) Undersize cockle must be returned immediately to the bed and spread evenly around the area from which it was removed to avoid damage to juvenile stock;
- i) Permit holders must ensure that litter and fuel spills are avoided in order to prevent damage to wildlife and the natural environment of Morecambe Bay. Any significant breach of this condition could result in action being taken (see o) and the fishery closed;
- j) The authorisation is only valid for Byelaw 3 permit holders;
- k) All Byelaw 3 permit holders must be in possession of a valid permit, which must be carried at all times whilst accessing the fishery. Permits must be shown to warranted NWIFCA Inshore Fisheries and Conservation Officers (IFCO) on request, or any other person acting under the supervision or direction of an IFCO (MACAA. s.260(2));

- l) Byelaw 3 permit holders must not obstruct an IFCO pursuant to MACCA s292(4) carrying out a relevant function pursuant to MACCA s287;
- m) All Byelaw 3 permit holders must submit returns to NWIFCA on a monthly basis and no later than the 5th day of the following month;
- n) This authorisation does not exonerate the holder from other sea fisheries legislation, nor does it prejudice any other consents the holder may need to obtain, nor does it override or provide permission to go over private land;
- o) The fishery may be closed with immediate effect by the NWIFCA, or appropriate management action taken if in the opinion of NWIFCA Officers or Scientists, there is a failure to comply with these conditions or there is damage to the beds or the saltmarsh through access or over-fishing, or there are high levels of disturbance to the birds and a risk of adverse effect identified to the European Site;
- p) Any damage to conservation features could lead to prosecution by Natural England;
- q) The NWIFCA will close the fishery during periods of prolonged cold weather following Cold Weather Protocols for Wildfowling the fishery would be closed (see BASC Code of Practice - <https://basc.org.uk/cop/wildfowling/>).

2. Definition of Authorised Fishing Area of the Pilling Sands Cockle Bed and Prohibited Saltmarsh Area

An illustration of the area authorised for fishing is given below. No person shall fish, transit, ton up or park any vehicle on the saltmarsh which is defined as landward of the line drawn A-G.



3. Definition of Access Point at Fluke Hall

Access to the fishery at Fluke Hall Lane – Grid reference SD 38917 50025.



This authorisation may be revoked by the NWIFCA at any time and any breach of the terms or conditions of this authorisation shall make it null and void.

By Order of the Authority

STEPHEN ATKINS
Chief Executive