

Sussex Inshore Fisheries and Conservation Authority
MARINE AND COASTAL ACCESS ACT 2009

Chichester Harbour European Marine Site (Specified Areas) Prohibition of Fishing Method Byelaw

The Authority for the Sussex Inshore Fisheries and Conservation District in exercise of its powers under sections 155 and 156 of the Marine and Coastal Access Act 2009 hereby makes the following byelaw for that District.

Interpretation

1. In this byelaw-

- a) Chichester Harbour is encompassed within two European Marine Sites – Solent Maritime Special Area of Conservation (SAC) and Langstone and Chichester Harbours Special Protection Area (SPA);
- b) “specified areas” means the areas defined in the Schedule;
- c) “co-ordinate” means a co-ordinate of latitude and longitude given in degrees, minutes and decimal fractions of a minute on the World Geodetic System 1984;
- d) “bottom towed fishing gear” means any fishing gear or equipment which is capable of being towed, dragged or moved along the seabed including any fishing dredge, beam trawl or otter trawl;
- e) “hand gather” means the exploitation of any sea fisheries resources by hand or with any hand held instrument; and
- f) “dig” means the use of a fork, spade, rake or any other instrument to disturb the ground in the exploitation of sea fisheries resources.

Prohibition

2. No person shall-

- a) use any bottom towed fishing gear in the specified areas;
- b) hand gather in the specified areas;
- c) dig in the specified areas; or
- d) possess, use or retain any instrument within the specified area that may be used to hand gather or dig for sea fisheries resources.

Scientific exemption

3. This byelaw shall not apply to any 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 Sussex Inshore Fisheries & Conservation Authority permitting that act for scientific, stocking or breeding purposes.

SCHEDULE

The specified areas are defined as the geographic areas bounded by straight lines, unless otherwise described as the Mean High Water Spring (MHWS) lines, drawn between the following coordinates:

Area 1 Crake Bed

- a 50° 49.25'N 0° 53.67'W
- b 50° 49.25'N 0° 53.51'W^{*1}
- c 50° 48.96'N 0° 53.37'W
- d 50° 48.88'N 0° 53.79'W

^{*1} following the MHWS line along the coast between coordinates b and c

Area 2 Oar Rithe

- a 50° 48.55'N 0° 56.21'W
- b 50° 48.45'N 0° 55.70'W
- c 50° 48.25'N 0° 55.63'W
- d 50° 48.35'N 0° 56.20'W

Area 3 Horse Pond

- a 50° 48.29'N 0° 53.29'W
- b 50° 48.31'N 0° 52.96'W
- c 50° 48.23'N 0° 53.03'W
- d 50° 48.17'N 0° 53.23'W
- e 50° 48.21'N 0° 53.31'W

Area 4 East Head

- a 50° 47.21'N 0° 54.50'W^{*2}
- b 50° 47.21'N 0° 54.23'W^{*2}

^{*2} and a line adjoining points a and b following MHWS line; delineating the landward boundary of East Head Spit and land lying to the east

Explanatory Note

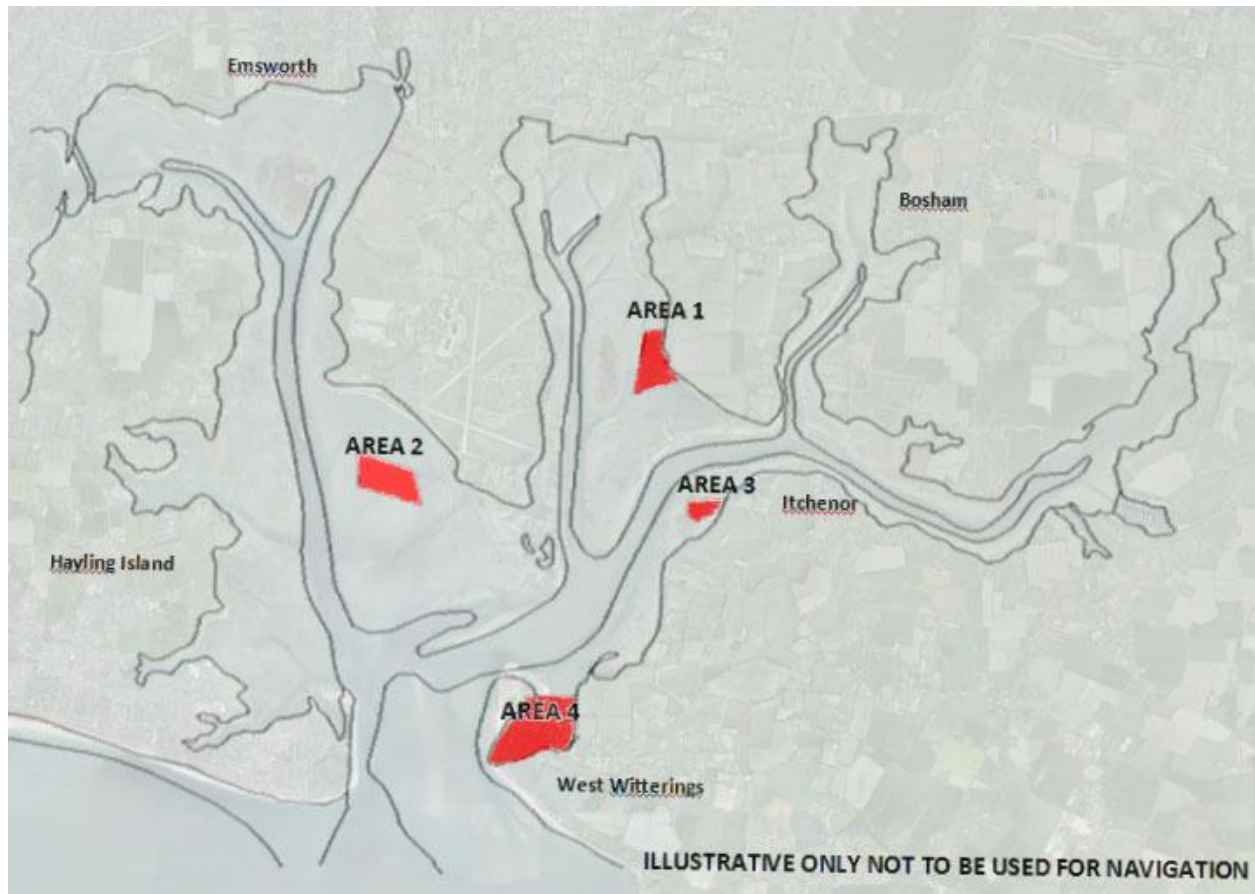
(This note is not part of the Byelaw)

This Byelaw prohibits the use of towed fishing gears, digging, collection and hand gathering of marine fisheries resources in specified areas of Chichester Harbour to protect Seagrass (*Zostera* spp) and therefore prevent damage or deterioration to the Solent European Marine Site.

The specified areas are defined in paragraph 1 of and the Schedule to this Byelaw.

The specified areas are identified, for illustrative purposes only, on the map below.

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I hereby certify that the above byelaw was made by Sussex Inshore Fisheries and Conservation Authority at their meeting on the 25th day of July 2013.



Timothy Dapling
Chief Fisheries & Conservation Officer to the Sussex Inshore Fisheries and Conservation Authority
Sussex IFCA
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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 Byelaw made by Sussex Inshore Fisheries and Conservation Authority on day month year

NIGEL GOODING
HEAD OF MARINE BIODIVERSITY
A Senior Civil Servant for, and on behalf of, the Secretary of State for Environment, Food and Rural Affairs

Date: 26th November 2013