

WILLOWPOOL CAULDRON F I S H I N G S

F I S H I N G R U L E S*

1.0 THE SALMON SEASON

Opens on 1st April and continues until 31st October.

Under the National Salmon Byelaws it is illegal to kill a salmon before 16th June and therefore catch and release operates until that date.

2.0 THE SEA TROUT SEASON

Commences on 1st April and continues until 30th September.

Please carefully return all sea trout taken after the 1st September. The killing of Sea Trout after 1st September is discouraged

3.0 CONSERVATION

A BAG LIMIT OF 2 SEA TROUT AND 2 SALMON MAXIMUM may be taken in any one day (00:00 to 23:59).

Thereafter rods may fish on, but catch and release will apply. Rods who have fished outside the UK or Eire must disinfect tackle and waders in order to prevent the spread of fish diseases (advice available on TEL: 0131 244 6225 from the Scottish Executive).

4.0 FISHING METHODS

On the Border Esk, Willowpool and Cauldron beats, fly fishing, spinning and worming is allowed at all times. However spinning in low water is discouraged as resident fish can frequently be foul hooked or injured. Anglers are required to act in a sportsmanlike manner and refrain from spinning in low water. Fishing with Shrimp or Prawn is strictly prohibited.

5.0 FISHING SEASON AND FISHING WEEK

The season extends from 1st April to 31st October this year.

Fishing is allowed as follows:

FOR SALMON - from 1st April to 31st October (catch & release until June 16th)*

FOR SEA TROUT - from 1st April to 30th September

FOR BROWN TROUT - from 1st April to 30th September

A fishing week commences Monday until Saturday, no Sunday fishing.

*NOTE: All hen salmon caught after 9th September must be returned. To avoid the spread of disease, parasites and to enable fish to be inspected, the cleaning and gutting of fish on the fishings is strictly prohibited.

*Subject to EA bye-law regulations.

6.0 SUNDAY AND NIGHT TIME FISHING

No Sunday fishing is allowed; but Saturday fishing will be allowed until 3am on Sunday mornings.

7.0 GENERAL DISCIPLINE

- **TICKETS** Tickets must be carried when fishing and produced at the request of any River Watcher. Tickets may be transferred to other anglers but only one angler may use the ticket during the days fishing
- **LIMITS** Anglers must not fish outwith the limits covered by their ticket and must only fish the pool specific to their beat rotation
- **TRESPASSING** Anglers must avoid trespassing and use only recognised routes to and from the river. They must not park vehicles in gateways.
- **MOVING-ON** Anglers must keep moving, whether by day or night, when others are waiting to fish. This applies to; fly fishing, spinning and worming except in heavy flood waters. In normal waters anglers must not start fishing in front of others. Consideration must also be given to anglers fishing the opposite bank where the same rules apply. This will enable fisherman on both banks to enjoy the fishing collectively.
- **WADING** Excessive wading, particularly in mid-stream, is to be avoided. Protests should be made at the time to anyone so offending and if necessary should be reported.
- **DOGS** No dogs are allowed. (Some concessions to this can apply, but dogs must be kept strictly under control).
- **FIRES** No riverside fires.
- **LITTER** Anglers will remove their litter and also refrain from leaving rubbish in the huts, making use of the bins provided.
- **NIGHT FISHING** There is no fixed time for the start of night fishing and anglers cannot reserve water by arriving early. Anglers should cease fishing by 05:00am allowing pools to rest for the anglers who are commencing their days fishing which starts at 06:00am
- **PROHIBITED FISH** The following must be returned to the water, namely, all kelts, unclean fish and migratory fish under 12" and all brown trout under 10" ALSO foul hooked fish. All rainbow trout to be killed. All salmon caught before 16th June to be returned to the water.
- **ALL FISH** must be HOOKED by the MOUTH. Any foul hooked fish must be returned to the water immediately.

8.0 METHODS OF FISHING

Fishing with prawn or shrimp (natural or artificial) and no ground baiting in any form is permitted.

FLOATS No float of any kind is permitted.

GAFFS No gaff shall be used or carried at any time.

WEIGHTS Lead weights are not allowed. Lead free weights can be used.

HOOKS Size limits are as follows:

- No single hook larger than No. 2/0 may be used.
- No Stewart or Pennel hooks larger than No. 10 may be used.
- Only Trebles between sizes 2 and 8 may be used.

RODS must be held at all times.

FISHING FOR SALMON BEFORE 16TH JUNE It is illegal to fish for salmon before 16th June except using artificial fly or lure (spinner) on a catch and release basis.

9.0 FLY FISHING

Fly fishing is allowed throughout the season provided that no weight or excessively loaded fly of any kind is used and no double hooks larger than No 4 low water size (old scale) or treble hooks larger than No 8 (old scale) are used.

No casting upstream is allowed except for dry fly fishing.

10.0 BREACH OF RULES

Fishing must be carried out in a sportsman like manner, with respect for other anglers and their privacy.

If any angler (rod holder, guest or member of a fishing party) is found to be using shrimps or prawns, indulging in illegal fishing methods or undesirable conduct or is in breach of any Willowpool and Cauldron fishing rules then all further fishing for the angler will cease immediately without compensation or refund of rent or permit cost.

The Tenant reserves the absolute right to refuse the sale of a permit to any individual without providing a reason for such a decision.

11.0 HEALTH AND SAFETY

In interest of safety anglers are strongly recommended to take the following precautions.

- Use a buoyancy aid when wading particularly whilst night fishing.
- Wear suitable eye protection when fly fishing and night fishing.
- Do not fish during thunderstorms.
- Wear suitable non-slip footwear.
- Wade cautiously. The use of a wading stick is strongly advised.

Willowpool Cauldron Fishings and the tenant thereof David Laidler accept no responsibility for injury or loss incurred by ticket holders or damage caused to vehicles, tackle or other property belonging to ticket holders or other anglers arising from their having resort to the waters of the Fisheries. Anglers are particularly warned to the dangers of electric fencing erected by local farmers.

Persons buying tickets must accept the risk incidental to the exercise of the rights of fishing thereby conferred and will have no claims against the Fisheries for any injury, loss or damage suffered by them in consequence thereof. Weak and non-swimmers are advised to wear a buoyancy aid.

The Tenant reserves the absolute right to refuse the sale of a permit to any individual without providing a reason for such a decision.

Environment Agency
Water Resources Act 1991
Environment Act 1995
Salmon and Freshwater Fisheries Act 1975
Scotland Act 1998 (Border Rivers) Order 1999

BORDER ESK TIME LIMITED ROD AND LINE BYELAWS

THE ENVIRONMENT AGENCY, in exercise of its powers under Section 210 of, and paragraph 6(1)(b) of Schedule 25 to, the Water Resources Act 1991, and Article 4(2) of the Scotland Act 1998 (Border Rivers) Order 1999 and all other powers enabling it in that behalf, makes the following Byelaws.

Byelaw 1 Application and Exemptions

- (i) These Byelaws apply to the Upper Esk ("Upper Esk" as defined in section 1(2) of the Scotland Act (Border Rivers) Order 1999), the area more commonly known as the river Border Esk together with all its tributaries upstream of and including the River Sark.
- (ii) These Byelaws shall expire 10 years after the date they come into force.
- (iii) These Byelaws shall not apply to any employee of the Environment Agency acting in their official capacity or to any person who, with the permission in writing of the Environment Agency and acting in accordance with any conditions attached to that permission, carries out work connected with the maintenance, improvement or development of fisheries or for scientific purposes.
- (iv) Except as provided, or where the context otherwise requires, all words and expressions used in these Byelaws shall have the meaning assigned to them by the Salmon and Freshwater Fisheries Act 1975, the Water Resources Act 1991 and Environment Act 1995.

Byelaw 2 Return of all rod caught salmon

On the Border Esk, and on all waters which are tributaries to, or connected with, the Border Esk, during the period from, and including, the 16 June to, and including, the 31 October following, no person fishing by rod and line is permitted to remove any live or dead salmon. Any salmon caught within this fishery must be returned to the water with the least possible injury.

Byelaw 3 Maximum number of migratory trout that may be caught by rod and line and killed

- (i) On the Border Esk, and on all waters which are tributaries to, or connected with, the Border Esk, during the period from, and including, the 1 April to, and including, the 30 September following, no person fishing by rod and line is permitted to catch and kill more than four migratory trout.

- (ii) Any person who has caught and killed four migratory trout in the circumstances set out in Byelaw 3(i) may continue to fish for migratory trout provided that any further migratory trout caught are released immediately, to the water in which it was caught, with the least possible injury.

Byelaw 4 Catch and release for female migratory trout in the Border Esk

On the Border Esk and all waters which are tributaries to, or connected with, the Border Esk, from and including the 10 September to and including the 30 September following, no person shall retain any female migratory trout.

In this byelaw to "retain" means to catch a fish and not return it immediately to the water in which it was caught with the least possible injury.

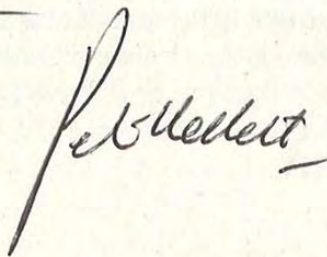
Revocation

The Environment Agency Border Esk Time Limited Byelaws 2007 are hereby revoked.

IN WITNESS WHEREOF THE COMMON SEAL OF THE ENVIRONMENT AGENCY

Was hereunto affixed on the 15th day of December 2017 in the presence of:-

PETER KELLET
DIRECTOR OF LEGAL
SERVICES
AN AUTHORISED SIGNATORY



In exercise of the powers conferred by Section 210 and paragraph 6(1)(b) schedule 25 of the Water Resources Act 1991, and by article 4(2) of the Scotland Act 1998 (Border River) Order 1999, the Secretary of State for Environment, Food and Rural Affairs and the Scottish Ministers confirm the foregoing byelaws made on the 15th day of December 2017 without modification, and fix 31 May 2018 as the date that the byelaws come into operation.

A. E. Hee

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

Date *24 May* Year *2018*

Michael Laker

Authorised to sign on behalf of Scottish
Ministers

Date *31 May* Year *2018*