

Government of the People's Republic of Bangladesh **DEPARTMENT OF FISHERIES, BANGLADESH**

THE PROTECTION AND CONSERVATION OF FISH RULES, 1985

(Compiled as modified up to 2nd October 2011)

(Published in the Bangladesh Gazette, Extraordinary, 17 October 1985)



Office of the District Fisheries Officer Shariatpur

GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH MINISTRY OF FISHERIES AND LIVESTOCK

NOTIFICATION¹

Dhaka, the 16th October, 1985

No. S.R.O. 442-L/85.—In exercise of the powers conferred by Section 3 of the Protection and Conservation of Fish Act, 1950 (E. B. Act XVIII of 1950), the Government is pleased to make the following rules, the same having been previously published as required by the sub-section (5) of that section, namely:—

THE PROTECTION AND CONSERVATION OF FISH RULES, 1985

- **1. Short title.**—These rules may be called The Protection and Conservation of Fish Rules, 1985.
- **2. Definitions.**–(1) In these rules, unless there is anything repugnant in the subject of context,–
 - (a) 'form' means the form annexed to these rules; and
 - (b) 'Schedule' means a Schedule annexed to these rules.
- (2) The words or expression used in these rules but have not been defined shall have the same meaning as assigned to them in the Act under which these rules are made.
- **3. Erection of fixed engines prohibited**.–(1) No person shall erect or use fixed engines in the rivers, canals, *khals* and *beels*.
- (2) Any fixed engine erected or used in contraventions of sub-rule (1) and any fish caught by means of such engine may be seized, removed and forfeited.
- **4.** Construction of bunds, etc., prohibited for certain purpose.—No person shall construct bunds, weirs, dams and embankments or any other structure, whether temporary or permanent, in, on, across or over the rivers, canals, *khals* or *beels* for any purpose other than irrigation, flood control or drainage.
- **5. Destruction of fish by explosives etc., prohibited.**—No person shall destroy or make any attempt to destroy any fish by explosives, gun, bow and arrow in inland waters or within coastal territorial waters.
- **6. Destruction of fish by poisoning prohibited.**—No person shall destroy or make any attempt to destroy any fish by poisoning of water or the depletion of fisheries by pollution, by trade effluents or otherwise in inland waters.
- **7.** Catching and destruction of certain fish during certain period prohibited.— No person shall, during the period from 1st day of April to 31st day of August each year, catch or cause to be caught or destroy fry of *Shol*, *Gazar* and *Taki* moving in clusters or the parent fish while guarding them in the rivers, canals, *khals*, *beel*, or any other sheet of water which ordinarily has direct connection with any river, canal, *khal* or *beel*:

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 $^{^{\}rm 1}$ published in the Bangladesh Gazette, Extraordinary, 17 October 1985.

Provided that the prohibition shall not extend to the catching or destruction of the fry and the parent fish of the species named above for the purpose of carp culture.

8. Catching of carp fishes prohibited in certain waters.—(1) No person shall catch or cause to be caught carp fishes, that is *Rui*, *Catla*, *Mrigal*, *Kalbaus* and *Ghania* of any size in the waters of the rivers, *khals*, etc. specified in the first schedule during the period mentioned in the said schedule unless he has a license therefor issued by a competent officer in this behalf:

Provided that no license for catching of the above named carp fish shall be allowed for purpose other than pisciculture.

- ²(1A) No person shall catch or cause to be caught fry or post larvae of fish, shrimp and prawns of any kind, in any form and in any way in the estuary and coastal waters of Bangladesh.
- (2) A license issued under sub-rule (1) shall be issued in the form shown and shall be subject to the conditions as are specified on the face of the license.
 - (3) There shall be collected a license fee of Tk. 100 for each license issued under this rule.
- **9.** Sale of fish prohibited.—No person shall catch, carry, transport, offer, expose or possess fish of the species and sizes mentioned in columns 2 and 3 of the Second Schedule at any time during the period mentioned in column 4 thereof:

Provided that the prohibition shall not apply to the catching, carrying, sale, transport or possession of any fish for the purposes of, or in connection with pisciculture.

- **10. Disposal of forfeited fish.**—Any fish forfeited for a breach of any of these rules shall be disposed of by auction and the auction money thereof shall be deposited in such head of account of the Government as it may direct.
- 11. Prohibition on catching, carrying transporting, offering, exposing or possessing of frogs.—Notwithstanding anything contained in these rules the Government may, by notification in the official Gazette, prohibit the catching, carrying, transporting, offering, exposing or possessing of any frog dead or alive during such period in such area and with the such exceptions as may be specified therein.
- **12.** ³Prohibition on use of fishing nets and regulation of mesh thereof, etc.–(1) Notwithstanding anything contained in these rules, the Government may, by notification in the official Gazette,–
 - (a) prohibit the use and method of operation of any kind of fishing net;
 - (b) regulate the size of the mesh of any fishing net.
- (2) The period for which and the water in which the prohibition shall remain in force may be specified in the notification issued under sub-rule (1).
- (3) Any fishing net used or operated in contravention of sub-rules (1) or (2), and any fish caught in the process of such contravention may be seized and forfeited.

² sub-rule (1A) was inserted vide S.R.O. No. 289-Law/2000, dated: 21 September 2000, Ministry of Fisheries and Livestock, Government of Bangladesh.

³ rule 12 was inserted vide MoFL S.R.O. No. 269-Law/87, dated: 4 November 1987, published in the Bangladesh Gazette, Extraordinary, 4 November 1987.

- 13. 4,5 Catching of all kinds of fishes prohibited in certain period in particular areas.—(1) Notwithstanding anything contained in these Rules, no person shall catch or cause to be caught—
 - (a) all kinds of fishes in the Hilsha fish sanctuary area mentioned in column (2) during the period mentioned in column (4) of the table below:

TABLE

Sl. No.	Hilsha Fish Sanctuary Area	Boundary Point	Period
(1)	(2)	(3)	(4)
1.	From Shatnal of Chandpur to Char Alexander of Laxmipur (100 km stretch of lower of Meghna river).	Shatnol Point (90 ⁰ 37.12' E and 23 ⁰ 28.19' N) Char Alexander Point (90 ⁰ 49.30' E and 22 ⁰ 40.92' N)	From March to April each year
2.	Char Ilisha to Char Pial of Bhola district (90 km stretch of Shahbazpur channel, a tributary of Meghna River).	Char Ilisha Mosque Point (90° 38.85' E and 22° 47.30' N) Char Pial Point (90° 44.81' E and 22° 5.10' N)	From March to April each year
3.	Bheduria of Bhola district to Char Rustam of Patuakhali (100 km stretch of Tetulia River).	Bheduria Ferryghat Mosque Point (90° 33.89' E and 22° 42.31' N) Mandolbazar (Char Rustam) (90° 31.40' E and 21° 56.32' N)	From March to April each year
4	Whole 40 km stretch of Andhermanik River in Kalapara Upazila of Patuakhali.	Golbunia Point (90 ⁰ 19.20' E and 21 ⁰ 57.68' N) Confluence of Bay of Bengal and Andhermanik River (90 ⁰ 3.91' E and 21 ⁰ 49.43' N)	From November to January each year.
5.	20 km stretch of lower Padma river between Naria- Bhedorganj Upazila of Shariatpur in the north and Matlab Upazila of Chandpur and Bhedorganj Upazila of Shariatpur in the south.	Kachikata Point of Bhedorganj Upazila of Shariatpur district in the northeast (90° 32.6′ E and 23° 19.8′ N) Bhomkara Point of Naria Upazila of Shariatpur district in the northwest (90° 28.8′ E and 23° 18.4′ N) Beparipara Point of Matlab Upazila of Chandpur district in the southeast (90° 37.7′ E and 23° 15.9′ N) Tarabunia Point of Bhedorganj Upazila of Shariatpur district in the southwest (90° 35.1′ E and 23° 13.5′ N)	From March to April each year

⁴ Rule 13 was inserted *vide* MoFL S.R.O. No. 291-Law/2005, dated: 23 October 2005, published in the Bangladesh

Gazette, Extraordinary, 27 October 2005.

Rule 13 was replaced *vide* MoFL S.R.O. No. 301 Law/2011, dated: 29 September, 2011published in the Bangladesh Gazette, Extraordinary, 29 September, 2011.

(b) Hilsha fish and carry, transport, offer, sell, expose or possess of the said fish throughout the country along with the Hilsha spawning grounds mentioned in column (1) during the peak spawning period of Hilsha as mentioned in column (2) of the table below:

TABLE

Hilsha Spawning Ground Boundary Point	Peak Spawning Period
1	2
Mayani Point, Mirsarai, Chitagong in the northeast (91° 32.15′ E and and 22° 42.59′ N)	5 (five) days before and 5 (five) days after the full moon, including the day of full moon, that is, total 11 (claver) days
Paschim Sayed Awlia Point, Tazumuddin, Bhola in the northwest (90° 40.58′ E and 22° 31.16′ N)	full moon, that is, total 11 (eleven) days of the moon which will be first appeared in the Bengali month of Aswin each year.
North Kutubdia Point, Kutubdia, Cox'sbazar in the southeast (90 ⁰ 52.51' and 21 ⁰ 55.19' N)	
Lata Chapali Point, Kalapara, Patuakhali in the southwest (90 ^o 12.59' E and 21 ^o 47.56' N)	

- (2) Any fish caught by using any kinds of gear in contravention of sub-rule (1) may be seized and forfeited.
- 14. ⁶Catching of fish is prohibited in certain periods in some parts of Halda River.— Notwithstanding anything contained in these rules, no person shall catch or cause to be caught fish in the areas mentioned in the table below which are declared as fish sanctuary:

TABLE

Sl. No.	Location	Latitude/Longitude	Area	Period
1	2	3	4	5
		22 ⁰ 30' North to 91 ⁰ 51' East 22 ⁰ 25' North to 91 ⁰ 52' East		January to December

15. Declaration of fishing ban area.—During peak spawning season a fishing ban is declared in the areas mentioned in the table below:

Sl. No.	Fishing ban area	Name of the Upazila	Period
1.	Nazirhat Bridge to Kalurghat Bridge	Hathazari/Raozan/ Boalkhali	February to July
2.	The under noted channels, the tributaries (<i>khal</i>) of Halda Rivers as follows		
	(a) Sarta khal	Raozan	
	(b) Boalia khal	Hathazari	
	(c) Chandkhali/Chengkhali	Hathazari	
	(d) Sonai or Dabua khal	Raozam	
	(e) Kagatiya khal	Raozan	
	(f) Parakhali khal	Hathazari	

⁶ Rule 14, and 15 was inserted vide MoFL S.R.O. No. 170-Law/2007, dated: 2nd July 2007, published in the Bangladesh Gazette, Extraordinary, 2nd July 2007.

Sl. No.	Fishing ban area	Name of the Upazila	Period
	(g) Domkhali khal	Raozan	
	(h) Mogdai khal	Raozan	
	(i) Kumarkhali khal	Hathazari	
	(j) Varighona khal	Hathazari/Raozan	
	(k) Madari khal	Hathazari	
	(l) Barua khal/Baizzakhali khal	Raozan	
	(m) Katakhali khal	Hathazari	
	(n) Khandakia khal	Hathazari	
	(o) Krishnakhali khal	Hathazari/Chandgaon	
	(p) Sakarda khal	Raozan	
3.	Halda adjacent rivers like: Karnafully, Sikolbaha, Chandkhali & Sango river	Potiya/Chandonaish /Boalkhali	March to July
4.	Operation of Engine boats or Mechanized boats are prohibited during spawning time.	Hathazari/Raozan	March to June

16. ⁷**Importation, sale, etc., of fish piranha group prohibited.**—No person shall import, carry, breed, culture, sell, receive or take, market, expose and possess any species of fish of piranha group.

⁷ Rule 16 was inserted vide MoFL S.R.O. No. 41-Law/2008, dated: 20 February 2008, published in the Bangladesh Gazette, Extraordinary, 24 February 2008.

FIRST SCHEDULE

[see rule 8(1)]

Sl. No.	Name of the river, canal, etc.	Period
1	2	3
1.	River Kushiara from the Fenchuganj Railway bridge up to the village Lama Gangapur, Upazila Fenchuganj, District Sylhet.	From 1 st April to 30 th June in any year
2.	River Kushiara from its junction with Lula canal up to village Kakordi, Upazila Beanibazar, District Sylhet.	Ditto
3.	Lula canal from its junction with Kushiara river up to its junction with Hakaluki haor, Upazila Fenchuganj, District Sylhet.	Ditto
4.	Karchar Dala (flowing from the river Kalni also known as Beramohana) from village Karacha to Makalchandi haor, Upazila Baniachong, District Habiganj.	Ditto
5.	Chairer Khal (flowing from the river kalni also known as Beramohana) from village Halalnagar up to Makalkandi haor, Upazila Baniachong, District Habiganj.	Ditto
6.	Bahushiar Dala (flowing from Bibiana) from village Bahusha up to Mokar haor, Upazila Nabiganj, District Habiganj.	Ditto
7.	Fatepur khal (flowing from the river Shaka Kushiara) from village fatepur up to Ghardiar beel, Upazila Ajmiriganj, District Habiganj.	Ditto
8.	River Surma from its junction with Madhabpur khal to its junction with Chenger khal at the southern boundary of the village Parkal, Upazila Chhatak, District Sunaganj.	Ditto
9.	River Surma from village Karirgaon up to the Chhatak Thanaghat, Upazila Chhatak, District Sunamganj.	Ditto
10.	River Surma from its junction with Poinda river at the southern Border of the Poinda village up to its junction with Rakiti river, Upazila Sunamganj, District Sunamganj.	Ditto
11.	River Peain from its junction with Surma river up to village pedar, Upazila Chhatak, District Sunamganj.	Ditto
12.	River Garakkhal from its junction with river Peain up to its junction with Kurdhara, Upazila Chhatak, District Sunamganj.	Ditto
13.	River Kataganj from its junction with river Peain up to its junction with Dala Dhalarmukh, Upazila Chhatak, District Sunamganj.	Ditto

River Halda from its mouth in the river Karnafully near From 15th March to the Kalurghat bridge up to Sadarghat ferry, Upazilas Panchlaish, Hathazari and Raozan.

30th June in any year

The under noted channels flowing from the River Halda, 15. within the jurisdiction of Hathazari and Raozan Upazilas, District Chittagong:

Ditto

- 1) Krishnakhali
- 2) Khondakia Khal
- 3) Katakhali
- 4) Madari Khal
- 5) Kumira Khal
- 6) Progabalia Khal
- 7) Fatikka Khal
- 8) Khandarali Khal
- 9) Chengkhali Khal
- 10) Baizzakhali Khal
- 11) Daccakhali Khal
- 12) Mogdair Khal
- 13) Kagutia Khal
- 14) Sonai Khal
- River Bengali (lower portion of which is localllly known as Fuljore) from the northern extremity of village Chaknandan, Upazila Sariakandi, District Bogra, up to the southern extremity of village Simalbari, Upazila Sherpur, District Bogra.

From 1st April to 30th June in any year

River Korotoa (locally known as Fuljore) from the border 17. of Siraigani district up to river Boral, bounded on the north by the eastern extremity of the village Chandaikona, Upazila Raigani, District Siraigani and on the south by the southern extremity of the village Dombaria, Upazila Shahzadpur, District Sirajganj.

From 1st May to 31st July in any year

River Ichamati from the border of Sirajganj district up to 18. river Korotoa bounded on the north by the northern extremity of village Brahmagacha and on the south by the southern extremity of village Nolka, Upazila Raiganj, District Sirajganj.

Ditto

River Tista from Tista railway bridge near Kaunia railway 19. junction up to Chilmari, Upazila Chillmari, District Kurigram.

From 15th may to 15th July in any year

River Jumna falling in the districts of Bogra, Gaibandha, 20. Pabna and Sirajganj.

From 1st April to 31st July in any year

River Brahmaputra falling in the district of Kurigram. 21.

Ditto

- 22. The canal known as Delbasania and Gazaria khal from its mouth at Putimari river up to Bachadighi at Badekarapara 31st March in any year in Bagerhat district.
- 23. Gaguria khal from its origin from river Jumna up to river Bengali bounded on the east by the eastern boundary of village Simulbari and on the west by the northern extremity of village Sariakandi, Upazila Sariakandi, District Bogra.
- 24. Belai khal between rivers Jumna and Bengali bounded on the east by the eastern boundary of village Pakuria and on the west by the northern boundary of village Chhagaldhara, Upazila Sariakandi, District Bogra.
- 25. River Bengali from Maliandaha, Upazila Shaghata, From 1st May to 31st District Gaibandha up to the border of Bogra district. July in any year
- 26. River Haldia from village Gopinathpur up to Maliandaha Ditto Ghat, Upazila Shaghata, District Gaibandha.
- 27. River Boral from its origin in the river Padma up to the railway bridge near Arani railway station in the district of Natore. From 15th May to 31 July in any Year.

SECOND SCHEEDULE

[see rule 9]

Sl. No.	Species of Fish	Size	Period
1	2	3	4
1.	Carps, <i>i.e.</i> , Catla, Rui, Mrigal, Kalbaus and Ghania.	Below 23 (twenty-three) centimeter in length	Between July– December each year
2.	Hilsha (popularly known as Jatka in some parts of Bangladesh.	Ditto	Between November and May each year
3.	Pangus	Ditto	Ditto
4.	Silon	Below 30 (thirty) centimeter in length	Between February and June each year
5.	Bhola	Ditto	Ditto
6.	Aor	Ditto	Ditto

FORM OF LICENCE

[see rule 8(2)]

Licence for Catching Carps in Prohibited Waters

1.	Licence No.	Date:
2.	Issued to :	(Name in E. II)
	((Name in Full)
	(a) Father's Name	:
	(b) Permanent address	:
	(c) Present address	:
3.	Method of Catching	:
4.	Type and number of gear to be used	:
5.	Area of catching	:
6.	Species and size to be caught	:
7.	Catch to be landed at	:
8.	Licence fee paid : Tk.	Vide M.R. No.
		Date:
9.	Validity of the licence: from	to
10.	Date of Issue:	

(Signature of the Issuing Officer) with seal

The licence is issued subject to the following conditions:

- (a) The licence is non-transferable.
- (b) The licence shall comply with and ensure that catch is made in conformity with the provisions of the "Protection and Conservation of Fish Act, 1950" and the rules made thereunder.
- (c) The licence is liable to cancellation at any time for violation of any of the conditions stipulated therein.
- (d) Any other conditions, if any.

GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BANGLADESH MINISTRY OF FISHEERIES AND LIVESTOCK SECTION VI

No. VI/Fish (Misc)263/84/97

NOTIFICATION

In pursuance of the Rule No. 8 and 10 of the Protection and Conservation of the Fish Rules, 1985 Government have been pleased to specify the District Fisheries Officer within their respective jurisdiction as the competent officer for issuing licences for the purpose as provided in the said Rule No. 8 and "46–Fisheries" as the Head of Account for depositing auction money as provided in the said Rule No. 10.

By order of the President

Dated: 04-03-86

Sd/– ZAHIRUL HAQUE Deputy Secretary

McÖvZš**xevj t**`k miKvi grmi I ci cy b gš**y**y q g<u>rmi kvLv-3</u> ⁸cÄvcb

XKv, 10B gvN, 1394/25‡k Rvbywi, 1988

bs- GmAvi, I 24-AvBb/88- Protection and Conservation of Fish Rules, 1985-Gi Rule 12 G cöë ¶gZveţj miKvi, gvQ aivi †¶ţÎ 4.5 †mwUgUvi ev Z`ţc¶v Kg e'un ev ^`‡NP dun wukó ub ev Z vţc ¶v kg e'un ev ^`‡NP dun ev ^`‡NP dun

gvQ aiv Rvtji bvg

Rvtj i cŘvi

dunRyj (Gill net)

Kti>URyj

(1) Kti>URyj

(2) Rvc\vbxKti>URyj

(3) dw Ry (4) dun Ry (5) Kucu Ry

(6) ewvRy (7) KwW Ry

ivôc vZi Av; kµ‡g

Rwi"jnK Dom#e

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⁸ notification was published in the Bangladesh Gazette, Extraordinary, 25 January 1988.

গণপ্রজাতত্ত্বী বাংলাদেশ সরকার মৎস্য ও প্রাণিসম্পদ মন্ত্রণালয় মৎস্য-২ (আইন) অধিশাখা।

নং-মঞ্জাম/ম-২(আইন)-৫/২০০৪/২৪২(ক)

তারিখ ঃ ০২/১০/২০১১ খ্রিঃ

প্রজ্ঞাপন

ইলিশ সম্পন সংরক্ষণে গত ২৯ সেপ্টেম্বর, ২০১১ তারিখে জারীকৃত এসআরও নং ৩০১/আইন/২০১১ মোতাবেক সংশোধিত Protection and Conservation of Fish Rules 1985 এর Rules 13(1)(b) অনুযায়ী এ বছর ইলিশের প্রধান প্রজনন মৌসুম এর তারিখ বাংলা বর্ধপঞ্জি অনুযায়ী ২১ আছিন হতে ০১ কার্তিক ১৪১৮ বঙ্গাব্দ এবং খ্রিস্টিয় বর্ধপঞ্জি অনুযায়ী ০৬ থেকে ১৬ অক্টোবর, ২০১১ পর্যন্ত মোট ১১ দিন নির্ধারণ করা হলো এবং উল্লিখিত সময়কালে সরকার ঘোষিত ও চিহ্নিত উপকূলীয় এলাকার চারটি প্রধান ইলিশ প্রজনন ক্ষেত্রসহ সারা দেশে ইলিশ মাছ আহরণ, পরিবহন, মজুদ, বাজারজাতকরণ অথবা বিক্রয় নিষিদ্ধ করা হলো। এছাড়া, ঐ একই এসআরও নং-৩০১/আইন/২০১১ মোতাবেক সংশোধিত Protection and Conservation of Fish Rules 1985 এর Rules 13(1)(a) অনুযায়ী ইলিশের অভয়াশ্রমে প্রতি বছর উক্ত এসআরওতে উল্লিখিত সময়কালে সকল ধরণের মাছ ধরা নিষিদ্ধ থাকবে।

ত২। জনসার্থে জারিকৃত এ আদেশ অবিলমে কার্যকর হবে।

রাষ্ট্রপতির আদেশক্রমে

(ড. মোরাজ্জেম হোসেন)

কার্যার্থে অনুলিপিঃ

- মহাপরিচালক, বাংলাদেশ কোস্ট গার্ড, আগারগাঁও প্রশাসনিক এলাকা, শেরে বাংলা নগর, ঢাকা।
- মহাপরিচালক, র্যাব ফোর্সের সদর দপ্তর, কুর্মিটোলা, উত্তরা, ঢাকা।
- মহাপরিচালক, মৎস্য অধিদপ্তর, মৎস্য ভবন, রমনা, ঢাকা ।
- ৪। জেলা প্রশাসক, ভোলা/পটুয়াখালী/লক্ষীপুর/ফেণী/নোয়াখালী/চয়য়য়৸/কয়বাজার।
- পরিচালক, নৌ-অপারেশন, বাংলাদেশ নৌবাহিনী সদর দপ্তর, বনানী, ঢাকা।
- পুলিশ সুপার, ভোলা/পটুয়াখালী/লক্ষীপুর/ফেণী/নোয়াখালী/চয়য়য়৸৴কয়বাজার।
- উপ-নিয়ন্ত্রক, বাংলাদেশ সরকারী মূদ্রণালয়, তেজগাঁও, ঢাকা (পরবর্তী পেজেট সংখ্যায় প্রকাশের অনুরোধসহ)
- ৮। জেলা মংস্য কর্মকর্তা,
- ৯। গার্ডনথি।