

## Summary of Regulations for Use of Seines and Gill Nets in Saltwaters of South Carolina with Legal References 2009-2010

**This document should be kept on board all vessels using seines or gill nets as a legal reference, not to supersede knowledge of the pertinent laws.**

\* This summary does not include shad and herring net requirements.

### License Requirements: [Section 50-5-300, Section 50-5-310, and Section 50-5-325(A)(4)]

Fisherman:	Commercial Saltwater License	\$25 Resident \$300 Non-resident
Equipment:	Gill Net Haul Seine Lawful Shrimp Seine	\$10/100 feet or fraction thereof \$10/100 feet or fraction thereof no license required
Vessel:	Commercial Vessel Decal	no charge

A gill net is a net designed to hang vertically and capture fish by entanglement usually of the head, gill covers, or preopercles, and does not include a gill net for taking shad unless specified in the law. [Section 50-5-15 (25)]

A person may use a lawful gill net non-commercially without a commercial saltwater fishing license; however, an equipment license and a saltwater recreational fishing license are required. [Section 50-5-330 (B)] [Section 50-9-560 (A)]

A shrimp seine is an unanchored net having a stretched mesh of not less than one inch but no greater than one and three-quarters inches, the webbing of which does not exceed forty feet in length or six feet in depth, which is continually moved through the water by human and not mechanical power, and which has no tail bag or cod. [Section 50-5-15 (49)]

A person may use a shrimp seine in the salt waters for recreational purposes without being commercially licensed. [Section 50-5-330 (A)] However, if using a shrimp seine for recreational purposes both parties must have a saltwater recreational fishing license. [Section 50-9-560 (A)]

A haul seine is a net of twine no smaller than #9 with a stretched mesh size no smaller than two inches and no larger than two and seven-eighths inches, one end of which is anchored to the shore and the other end is moved through the water by a vessel to take fish by encircling the fish and then being mechanically drawn to the shore. [Section 50-5-15 (26)]

Haul seines must be licensed. [Section 50-5-325 (A) (4)]

Haul seines must be fully returned to the beach within one and one-half hours of being set. [Section 50-5-505 (F)]

### INSHORE WATERS

Gill nets having specific mesh sizes and lengths in designated areas, shrimp seines, and haul seines may be used in inshore saltwaters. [Section 50-5-500 (A)]

Gill nets not exceeding 100 yards in length with a mesh size no smaller than three inches stretched mesh and up to five and one-half inches stretched mesh may be used in those areas of the inlets, sounds, and bays having direct connection to the ocean and designated by the Department. [Section 50-5-500 (A) (10)]

The legal gill net area designated by the Department is in Little River Inlet seaward of the Atlantic Intracoastal Waterway, excluding all tributary creeks. It is depicted on the attached map.

## **ATLANTIC OCEAN WATERS**

Gill nets having specific mesh sizes and lengths, shrimp seines, and haul seines may be used in the Atlantic Ocean. [\[Section 50-5-500 \(B\)\]](#)

Gill nets not exceeding 100 feet in length with a mesh size no smaller than three inches stretched mesh and up to but not including four and one-half inches are legal in the Atlantic Ocean seaward of the beaches and the COLREGS demarcation lines depicted on National Ocean Survey charts. [\[Section 50-5-500 \(B\) \(10\)\]](#)

No person may retrieve any unattended recreational equipment unless the owner is present, or with the written permission of the owner but no fish may be retained. [\[Section 50-5-330 \(D\)\]](#)

A gill net used in saltwater must have at least one end buoy, international orange in color, which shows the name and license number of the owner. The operator of a gill net must be within five hundred feet of the net and have visual contact with the net at all times when deployed. [\[Section 50-5-505 \(A\)\]](#)

A haul seine greater than one hundred feet in length must be marked with buoys, international orange in color, not less than twenty inches in diameter, which float in a manner to be clearly visible at all times. [\[Section 50-5-505 \(C\)\]](#)

No haul seine may be set within five hundred yards on any public fishing pier. [\[Section 50-5-505 \(D\)\]](#)

A buoy must be attached to the float line of any haul seine every three hundred feet, and a buoy must be attached to each end of any haul seine. [\[Section 50-5-505 \(E\)\]](#)

No haul seine may be set, hauled, or both, for a period exceeding one and one-half hours without being fully returned to the beach. [\[Section 50-5-505 \(F\)\]](#)

It is unlawful to use or deploy any net or similar device or any part thereof including line and attached devices so that any part thereof extends more than one-half the width of any saltwater creek, stream, channel, slough, or other salt water regardless of the stage of the tide, river stage, or method of net deployment. [\[Section 50-5-525 \(A\)\]](#)

It is unlawful to set any stationary nets, within six hundred feet of any other net or device for taking fish except traps. [\[Section 50-5-530 \(A\)\]](#)

It is unlawful to set any net within six hundred feet of a public fishing pier or man-made jetty equipped with a fishing walkway in the waters of the Atlantic Ocean. This applies only to a fishing pier open to the public or man-made jetty equipped with a fishing walkway open to the public. [\[Section 50-5-535\]](#)

It is unlawful to use a seine or gill net in a lagoon, impoundment, or lake within the boundaries of a state park, except that lawful shrimp seines and cast nets for taking shrimp are allowed. [\[Section 50-5-540\]](#)

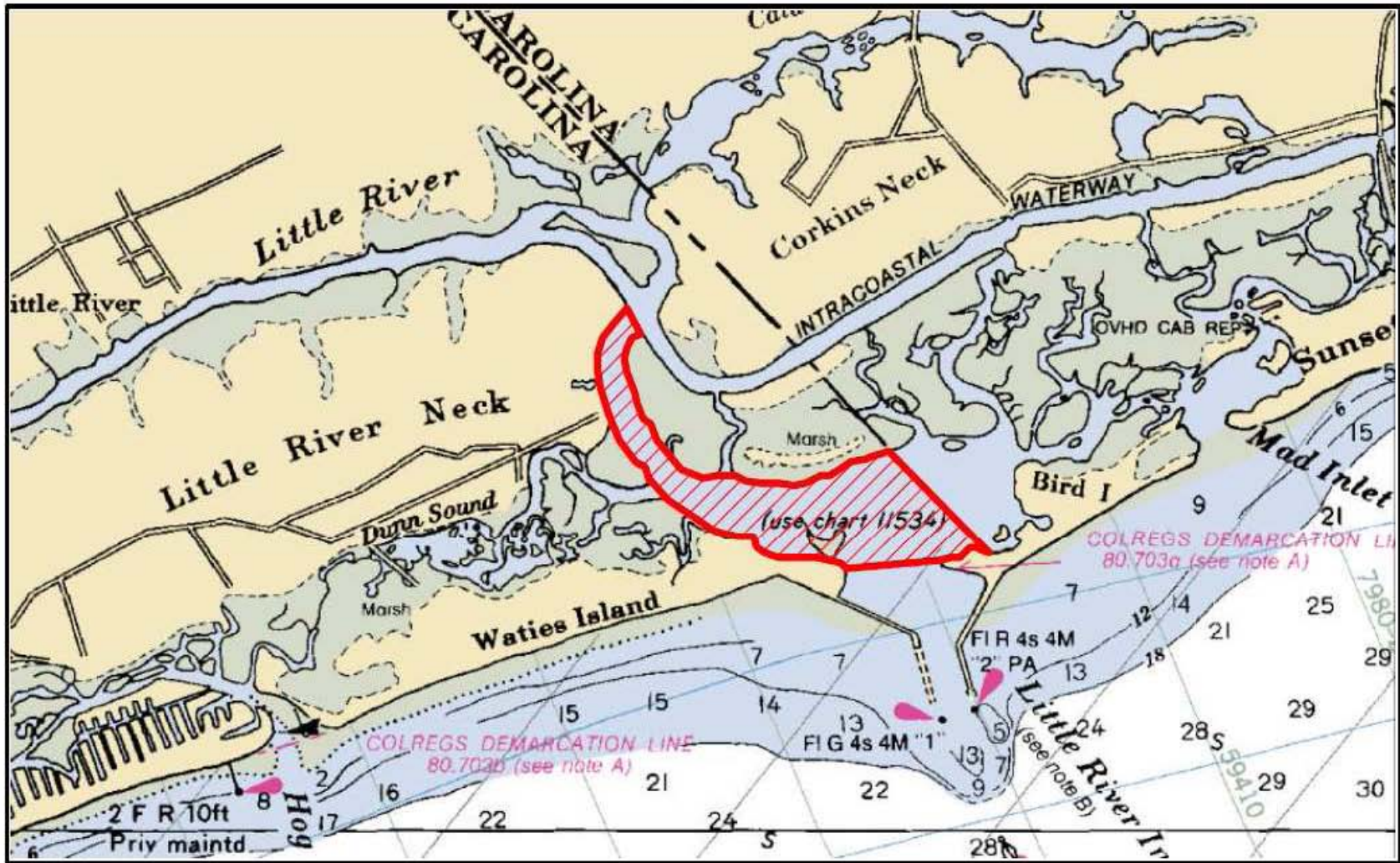
It is unlawful for a person to have in possession a saltwater gamefish while fishing or transporting a seine or a gill net or other commercial fishing equipment. A saltwater gamefish caught in the net or commercial fishing equipment must be returned to the water immediately. [\[Section 50-5-1700 \(C\)\]](#)


Saltwater game fish are spotted seatrout (winter trout), red drum (channel bass), tarpon, and any species of billfish of the Family Istiophoridae are saltwater gamefish. [\[Section 50-5-1705 \(A\)\]](#)

The use of gill nets to harvest sharks is prohibited in state waters at all times, and all sharks taken in a gill net must be released immediately. [\[Section 50-5-2725 \(B\)\]](#)

**This summary does not include shad and herring net requirements.**

Attachment To  
 Summary of Regulations for Use of Seines and Gill Nets in Saltwaters of South Carolina with Legal References  
 2004 - 2005



 Lawful Gill Net Area



**LAWFUL INSHORE GILL NET AREA**  
 Gill nets not more than one hundred yards in length with a mesh size no smaller than three inches stretched mesh and up to five and one half inches stretched mesh may be used in the portion of Little River and Little River Inlet indicated herein. Designated under authority of Section 50-5-600(A)(10), S. C. Code of Laws. Other restrictions apply for shad and herring nets. See title 50, Chapter 5, Article 15 of SC the Code of Laws.