



# Aquaculture and Fisheries (Scotland) Act 2007

2007 asp 12

## AQUACULTURE AND FISHERIES (SCOTLAND) ACT 2007

### PART 1

#### FISH FARMS AND SHELLFISH FARMS

##### *Information*

- 1 Information about fish farms and shellfish farms
- 2 Information: offences

##### *Parasites*

- 3 Inspections: parasites
- 4 Meaning of parasite in Part 1

##### *Containment and escape: fish*

- 5 Inspections: containment and escape of fish

##### *Enforcement*

- 6 Enforcement notices

##### *Code of practice*

- 7 Code of practice
- 8 Monitoring and enforcement: code of practice

##### *Powers of inspectors and offences*

- 9 Powers of inspectors: entry
- 10 Entry: supplementary
- 11 Offences: general

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*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Aquaculture and Fisheries (Scotland) Act 2007. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

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### *Interpretation of Part 1*

#### 12 Interpretation: Part 1

#### **PART 2**

##### GYRODACTYLUS SALARIS: CONTAINMENT AND TREATMENT

##### *Order under section 2 of the 1937 Act: additional powers*

#### 13 Order under section 2 of the 1937 Act: additional powers

##### *Preliminary designation of area by order*

#### 14 Preliminary designation of area by order

##### *Containment and treatment: additional powers*

#### 15 Creation of barriers to movement of fish, treatment of waters with chemical agents etc.

#### 16 Clearance of certain fish farms

#### 17 Gyrodactylus salaris: Scottish Ministers' powers to take other measures

#### 18 Gyrodactylus salaris: Scottish Ministers' power to make payments

#### **PART 3**

##### SALMON AND FRESHWATER FISHERIES

#### 19 Use of gaff, taylor or landing net

#### 20 Rod and line

#### 21 Prohibition against using pike gags and certain keepnets

#### 22 Close times for freshwater fish

#### 23 Exemption from certain offences

#### 24 Freshwater fish conservation regulations

#### **PART 4**

##### SEA FISHERIES

##### *Fixed penalty notices*

#### 25 Issue of fixed penalty notices

#### 26 Content and form of fixed penalty notice

#### 27 Amount and payment of fixed penalty

#### 28 Effect of payment

#### 29 Intimation of non-payment

#### 30 Restriction on proceedings and notification of procurator fiscal

#### 31 Withdrawal of fixed penalty notice or expiry of period for paying

##### *Miscellaneous*

#### 32 Amendment of the Sea Fisheries (Shellfish) Act 1967

#### 33 Enforcement of Community obligations

#### **PART 5**

##### MISCELLANEOUS

#### 34 Unauthorised introduction of fish into certain marine waters

#### 35 Unauthorised introduction of fish into inland waters

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- 36 Payments in respect of fish destroyed
- 37 Payments for certain purposes
- 38 Information about fish farming and shellfish farming: economic, social and environmental aspects

## PART 6

### GENERAL

- 39 Crown application
- 40 Offences by bodies corporate etc.
- 41 Minor and consequential amendments
- 42 Ancillary provision
- 43 Orders
- 44 Interpretation: general
- 45 Short title and commencement

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#### SCHEDULE — Minor and consequential amendments

##### *Diseases of Fish Act 1937 (c. 33)*

- 1 In the 1937 Act— (a) in section 6—

##### *Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947 (c. 42)*

- 2 In section 1(1) of the Acquisition of Land (Authorisation Procedure)...

##### *Sea Fish (Conservation) Act 1967 (c. 84)*

- 3 In the Sea Fish (Conservation) Act 1967—

##### *Fisheries Act 1981 (c. 29)*

- 4 In section 30 of the Fisheries Act 1981 (enforcement of...

##### *Criminal Justice and Public Order Act 1994 (c. 33)*

- 5 In Part 1 of Schedule 8 to the Criminal Justice...

##### *Salmon and Freshwater Fisheries (Consolidation) (Scotland) Act 2003 (asp 15)*

- 6 (1) The 2003 Act is amended as follows.

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**Changes and effects yet to be applied to :**

- s. 12 words substituted by [S.S.I. 2011/427 reg. 3\(2\)\(a\)](#)
- s. 12 words substituted by [S.S.I. 2011/427 reg. 3\(2\)\(b\)](#)
- s. 37(6) words substituted by [S.S.I. 2011/427 reg. 3\(3\)\(a\)](#)
- s. 37(6) words substituted by [S.S.I. 2011/427 reg. 3\(3\)\(b\)](#)
- s. 44 words inserted by [S.S.I. 2011/427 reg. 3\(4\)](#)

**Changes and effects yet to be applied to the whole Act, associated Parts and Chapters:**

- Blanket amendment text amended by [S.I. 2011/1043 art. 3 6](#)

**Commencement Orders yet to be applied to the Aquaculture and Fisheries (Scotland) Act 2007:**

Commencement Orders bringing provisions within this Act into force:

- [S.S.I. 2007/333 art. 2](#) commences ([2007 asp 12](#))