

2007 No. 333 (C. 27)

FISHERIES

**The Aquaculture and Fisheries (Scotland) Act 2007
(Commencement and Transitional Provisions) Order 2007**

Made - - - -

18th June 2007

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 42(1) and 45(2) and (3) of the Aquaculture and Fisheries (Scotland) Act 2007^(a) and all other powers enabling them to do so.

Citation

1. This Order may be cited as the Aquaculture and Fisheries (Scotland) Act 2007 (Commencement and Transitional Provisions) Order 2007.

Appointed day

2.—(1) Subject to the transitional provisions in articles 3 and 4, the appointed day for the coming into force of the provisions of the Aquaculture and Fisheries (Scotland) Act 2007 (“the Act”) (other than sections 12 and 42 to 45) is 1st August 2007, except for section 35.

(2) The appointed day for the coming into force of section 35 is 1st August 2008.

Transitional Provisions

3. The amendments made by section 32 of the Act to sections 3(3) and 4(7) of the Sea Fisheries (Shellfish) Act 1967^(b) do not apply in relation to a person convicted of an offence entirely committed prior to 1st August 2007.

4. The amendments made by paragraph (2) of schedule 6 to the Act to section 17 of the Salmon and Freshwater Fisheries (Consolidation) (Scotland) Act 2003^(c) do not apply in relation to an offence entirely committed prior to 1st August 2007.

RICHARD LOCHHEAD
A member of the Scottish Executive

St Andrew’s House,
Edinburgh
18th June 2007

^(a) 2007 asp 12.
^(b) 1967 c.83.
^(c) 2003 asp 15.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order provides that the appointed day for the coming into force of the Aquaculture and Fisheries (Scotland) Act 2007 (“the Act”) except sections 12 and 42 to 45 (which came into force on Royal Assent – 5th April 2007) and section 35, is 1st August 2007. The appointed day for the coming into force of section 35 is 1st August 2008.

Articles 3 and 4 contain transitional provisions in relation to the coming into force of section 32 which amends sections 3(3) and 4(7) of the Sea Fisheries (Shellfish) Act 1967 (c.83), and paragraph (2) of Schedule 6 to the Act which amends section 17 of the Salmon and Freshwater Fisheries (Consolidation) (Scotland) Act 2003.

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