

## SCHEDULE 2

Regulation 48

### Repeals, amendments and revocations

1. The Diseases of Fish Act 1937<sup>M1</sup> is repealed.

#### Marginal Citations

**M1** 1937 c. 33 (1 Edw. 8 & 1 Geo. 6).

2. In Schedule 8 to the Water Act 1973<sup>M2</sup>, omit paragraph 43.

#### Marginal Citations

**M2** 1973 c. 37.

3. In section 41(1) of the Salmon and Freshwater Fisheries Act 1975<sup>M3</sup>, for the definition of “fish farm”, substitute— ““fish farm”—

- (a) means a pond, stew, hatchery or other place used for keeping, with a view to their sale or to their transfer to other waters (including another fish farm), live fish, live eggs of fish, or foodstuff of fish, and
- (b) includes any buildings used in connection with a place mentioned in paragraph (a) and the banks and margins of any water in such a place;”.

#### Marginal Citations

**M3** 1975 c. 51; section 41(1) was amended by the [Environment Act 1995 \(c. 25\)](#), [Schedule 15](#), paragraph 20(a).

4. In section 1(1) of the Import of Live Fish (Scotland) Act 1978<sup>M4</sup>, omit “Without prejudice to section 1(1) of the Diseases of Fish Act 1937 and”.

#### Marginal Citations

**M4** 1978 c. 35.

5. In Part 1 of paragraph 12 of Schedule 4 to the Customs and Excise Management Act 1979<sup>M5</sup>, omit the entry relating to the Diseases of Fish Act 1937.

#### Marginal Citations

**M5** 1979 c. 2.

6. The Diseases of Fish Act 1983<sup>M6</sup> is repealed.

#### Marginal Citations

**M6** 1983 c. 30.

7. In the Salmon Act 1986<sup>M7</sup>—

**Changes to legislation:** There are currently no known outstanding effects for the The Aquatic Animal Health (Scotland) Regulations 2009, SCHEDULE 2. (See end of Document for details)

- (a) in section 24(2)(b), omit “within the meaning of the Diseases of Fish Act 1937”; and
- (b) omit paragraph 6 of Schedule 4.

**Marginal Citations**

**M7** 1986 c. 62.

**8.** In the Water Act 1989 <sup>M8</sup>–

- (a) in section 141(4)(b), for “, the Salmon and Freshwater Fisheries Act 1975 and the Diseases of Fish Act 1937” substitute “ and the Salmon and Freshwater Fisheries Act 1975 ”;
- (b) omit paragraphs 3 and 8 of Schedule 17; and
- (c) in Part 1 of Schedule 27, omit the entries relating to the Diseases of Fish Act 1937 and the Diseases of Fish Act 1983.

**Marginal Citations**

**M8** 1989 c. 15.

**9.** In the Environment Act 1995 <sup>M9</sup>–

- (a) in section 2(1)(a)(v), omit “the Diseases of Fish Act 1937,”;
- (b) omit section 6(7)(b)(i); and
- (c) in Schedule 15–
  - (i) in paragraph 2(4)(c)(ii) omit “or under the Diseases of Fish Act 1937,”; and
  - (ii) omit paragraphs 4 and 23.

**Marginal Citations**

**M9** 1995 c. 25.

**10.** In the Salmon and Freshwater Fisheries (Consolidation) (Scotland) Act 2003 <sup>M10</sup>–

- (a) in section 8(1), omit “Without prejudice to section 3 of the Diseases of Fish Act 1937 (c. 33) (powers and duties of fishery boards),”; and
- (b) in section 69, in the definition of “fish farm” for “section 10(1) of the Diseases of Fish Act 1937” substitute “ section 41(1) of the Salmon and Freshwater Fisheries Act 1975 (c. 51) ”.

**Marginal Citations**

**M10** 2003 asp 15.

- 11.** In section 3(5)(b)(ii) of the Gangmasters (Licensing) Act 2004 <sup>M11</sup>, for “the Diseases of Fish Act 1937 (c. 33)”, substitute “ Salmon and Freshwater Fisheries Act 1975 (c. 51) ”.

**Marginal Citations**

**M11** 2004 c. 11.

- 12.** The Diseases of Fish (Control) Regulations 1994 <sup>M12</sup> are revoked.

**Changes to legislation:** There are currently no known outstanding effects for the The Aquatic Animal Health (Scotland) Regulations 2009, SCHEDULE 2. (See end of Document for details)

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**Marginal Citations**

**M12** [S.I. 1994/1447](#).

13. The Fish Health Regulations 1997<sup>M13</sup> are revoked.

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**Marginal Citations**

**M13** [S.I. 1997/1881](#).

14. The Diseases of Fish (Control) Amendment (Scotland) Regulations 2000<sup>M14</sup> are revoked.

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**Marginal Citations**

**M14** [S.S.I. 2000/330](#).

15. The Fish Health Amendment (Scotland) Regulations 2001<sup>M15</sup> are revoked.

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**Marginal Citations**

**M15** [S.S.I. 2001/409](#).

16. In Schedule 1 to the Ministry of Agriculture, Fisheries and Food (Dissolution) Order 2002<sup>M16</sup> omit paragraph 21.

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**Marginal Citations**

**M16** [S.I. 2002/794](#).

**Changes to legislation:**

There are currently no known outstanding effects for the The Aquatic Animal Health (Scotland) Regulations 2009, SCHEDULE 2.