

Changes to legislation: There are currently no known outstanding effects for the Salmon Act 1986, Cross Heading: Co-optees. (See end of Document for details)

SCHEDULES

[^{F1}SCHEDULE 2

ELECTION AND CO-OPTION OF MEMBERS OF DISTRICT SALMON FISHERY BOARDS

Textual Amendments

- F1** Sch. 2 repealed in part (1.4.2005) by [Salmon and Freshwater Fisheries \(Consolidation\) \(Scotland\) Act 2003](#) (asp 15), s. 71(2), **sch. 4 Pt. 2** (with s. 71(3)(4)(6)); S.S.I. 2005/174, art. 2

PART I

MEETING OF QUALIFIED PROPRIETORS

Co-optees

- 5 [^{F2}(1) In the co-opting of representatives of salmon anglers and of tenant netsmen under Part II below, the number of representatives of salmon anglers and tenant netsmen together shall be less than the number of elected representatives of qualified proprietors.]
- (2) A person who is both an upper and a lower proprietor by virtue of section 11(5) of this Act shall be counted in each capacity for the purposes of sub-paragraph (1) above.
- (3) A representative of salmon anglers shall be a person whom the board consider to be representative of persons angling for salmon in the district but who is not himself an upper proprietor in that district.
- (4) Before co-opting a person as a representative of salmon anglers, the board shall consult such organisations representing salmon anglers in the district as they think fit; but this requirement shall not apply to the filling of a vacancy in accordance with section 18(5) of this Act.
- (5) A representative of tenant netsmen shall be—
- (a) a tenant netsman in the district who is not a lower proprietor in that district;
 - (b) a tenant netsman in the district who is a lower proprietor in that district if—
 - (i) there are insufficient tenant netsmen who are qualified or willing to be co-opted and who are not also lower proprietors in that district; and
 - (ii) he has not been elected to the board of that district as a representative of lower proprietors or as chairman; or
 - (c) a lower proprietor in the district who is not a tenant netsman in that district if—

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- (i) there are insufficient tenant netmen qualified or willing to be co-opted, whether or not they are also lower proprietors in that district; and
 - (ii) he has not been elected to the board of that district as a representative of lower proprietors or as chairman,
- but a person shall not be disqualified under this sub-paragraph solely because he is an upper proprietor in that district or has been elected to the board of that district as a representative of upper proprietors.]

Textual Amendments

F2 Sch. 2 para. 5(1) substituted (3.5.1999) by [S.I. 1999/1111](#), [art. 2\(4\)](#)

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