



Salmon Act 1986

1986 CHAPTER 62

PART I

ADMINISTRATION OF SALMON FISHERIES IN SCOTLAND

General regulation of salmon fisheries

[^{F1}10A Regulations to assist conservation of salmon

- [^{F2}(1) An application may be made by any person who may make an application in relation to an annual close time order under section 6(4) of this Act to the Scottish Ministers to make regulations under subsection (3) below.
- (2) An application under subsection (1) above shall be in writing and shall contain the applicant's proposals, including—
- a general description of the proposals;
 - a statement as to why the applicant considers that the proposals are necessary or expedient; and
 - a statement as to the general effect of the proposals.
- (3) The Scottish Ministers shall have power to make regulations—
- on an application under subsection (1) above; or
 - otherwise,
- if they consider that it is necessary or expedient to do so for the conservation of salmon.
- (4) For the purposes of subsection (3) above, regulations shall not be taken to be for something other than the conservation of salmon by reason only that they also have effect in relation to the management of salmon fisheries for exploitation.
- (5) In considering whether or not it is necessary or expedient to make regulations under subsection (3) above, the Scottish Ministers shall have regard to any representations made to them by any person having an interest in fishing for or taking salmon, or in the environment.

*Changes to legislation: There are currently no known outstanding effects
for the Salmon Act 1986, Section 10A. (See end of Document for details)*

- (6) Regulations under this section may be made in relation only to salmon fisheries; and, subject to subsection (7)(b) below, such regulations shall not be made in respect of matters in relation to which the Scottish Ministers have power to make regulations or orders under any other provision of this Act or under any other enactment relating to the management of salmon or freshwater fisheries.
- (7) Without prejudice to the generality of the power conferred by subsection (3) above, regulations under this section may—
- (a) specify the type of information about any salmon fishery that a district salmon fishery board may require from the proprietor of the fishery and the time within which such information shall (if required) be supplied;
 - (b) specify baits and lures for the purposes of the definition of “rod and line” in section 24 of the Salmon and Freshwater Fisheries (Protection) (Scotland) Act 1951.]]

Textual Amendments

- F1** Ss. 10A-10E inserted (S.) (15.4.2001) by [2001 asp 3, s. 1](#); S.S.I. 2001/116, [art. 2](#)
- F2** Ss. 5-30 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](#) and Act repealed in part (except s. 31) (15.11.2006) by Scotland Act 1998 (River Tweed) Order 2006 (S.I. 2006/2913), [art. 1\(2\), Sch. 4 Pt. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Salmon Act 1986, Section 10A.