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STATUTORY INSTRUMENTS

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**1996 No. 1211 (S.122)**

**DEREGULATION**

**The Deregulation (Salmon Fisheries  
(Scotland) Act 1868) Order 1996**

*Made* - - - - - *29th April 1996*

*Coming into force* - - - - - *30th April 1996*

WHEREAS:

- (a) the Secretary of State is of the opinion that the effect of section 18 of the Salmon Fisheries (Scotland) Act 1868<sup>(1)</sup> which is the subject of this Order imposes a burden affecting persons in the carrying on of a trade, business, profession or otherwise and that by amending the enactment concerned it is possible to remove or reduce the burden without removing any necessary protection;
- (b) he has consulted such organisations as appear to him to be representative of interests substantially affected by his proposals and such other persons as he considers appropriate;
- (c) it appears to the Secretary of State that it is appropriate, following that consultation, to proceed with the making of this Order;
- (d) a document setting out the Secretary of State's proposals has been laid before Parliament as required by section 3 of the Deregulation and Contracting Out Act 1994<sup>(2)</sup> and the period for Parliamentary consideration under section 4 of that Act has expired;
- (e) the Secretary of State has had regard to the representations made during that period;
- (f) a draft of this Order has been laid before Parliament with a statement giving details of such representations and the changes (if any) to the Secretary of State's proposals in the light of those representations; and
- (g) a draft of this Order has been approved by resolution of each House of Parliament.

NOW THEREFORE, the Secretary of State, in exercise of the powers conferred on him by section 1 of the Deregulation and Contracting Out Act 1994, hereby makes the following Order:

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(1) 1868 c. 123. Section 18 was amended by the Freshwater and Salmon Fisheries (Scotland) Act 1976 (c. 22) section 6 and Schedule 2 and by the Salmon Act 1986 (c. 62) section 41 and Schedule 4 paragraph 3(1). "Salmon" is defined in section 1A of the 1868 Act (as inserted by the Salmon Act 1986 Schedule 4 para.1) as having the same meaning as in section 40(1) of the 1986 Act.

(2) 1994 c. 40.