
STATUTORY INSTRUMENTS

1999 No. 1381 (S. 104)

RIVER, SCOTLAND

SALMON AND FRESHWATER FISHERIES

The Conon Salmon Fishery District Designation Order 1999

Made - - - - *13th May 1999*

Coming into force - - *14th May 1999*

The Secretary of State, on application to him by Alness District Salmon Fishery Board and Conon District Salmon Fishery Board, having consulted and given notice in accordance with Schedule 1 to the Salmon Act 1986(1) and there being no objections or representations duly made, in exercise of the powers conferred on him by sections 1(2) and 2 of, and Schedule 1 to, that Act and of all other powers enabling him in that behalf, hereby makes the following Order:

Citation and commencement

1.—(1) This Order may be cited as the Conon Salmon Fishery District Designation Order 1999 and shall come into force on 14th May 1999.

(2) The Alness Salmon Fishery District Designation Order 1995(2) and a Conon Salmon Fishery District Designation Order 1995(3) are revoked.

Designation of area of district

2.—(1) The area described in Schedule 1 to this Order is designated as a salmon fishery district to be known as the Conon Salmon Fishery District.

(2) The existing Alness Salmon Fishery District and Conon Salmon Fishery District, being superseded by the district designated by this Order, are abolished.

Application of regulations

3. The regulations specified in Schedule 2 to this Order shall apply to the district designated by article 2 above.

(1) 1986 c. 62.
(2) S.I.1995/2194.
(3) S.I. 1995/2193.

Annual close time

4.—(1) The annual close time for the district designated by article 2 above shall be the period from 27th August to 10th February, both dates inclusive, in each year.

(2) The period, within that annual close time, when it is permitted to fish for and take salmon by rod and line in the district designated by article 2 above shall be—

- (a) in that part of that district comprising the catchment area of each river which flows directly or indirectly into the Cromarty Firth between, in the West, Ordnance Survey Grid Reference NH6255 6528 (“Balconie Point”) and in the East, Ordnance Grid Reference NH7961 6870 (“the slipway at Nigg Ferry”) together with the adjacent part of that Firth lying within a line drawn due south from Balconie Point to the mid-line of the Firth at high water, thence Eastwards following the mid-line to the point where it intersects a line drawn due North from Ordnance Survey Grid Reference NH7095 6718 (“Newhall Point”) and thence in a straight line to the slipway at Nigg Ferry, the period from 27th August to 31st October, both dates inclusive, in each year; and
- (b) in any other part of that district, the period from 27th August to 30th September, both dates inclusive, in each year.

Pentland House,
Edinburgh
13th May 1999

G M Thomson
Assistant Secretary, Scottish Office

SCHEDULE 1

Article 2(1)

DESCRIPTION OF DESIGNATED AREA

The catchment area of each river which flows directly or indirectly into the sea on that part of the coast of the Highland Council area between, in the North, Ordnance Survey Grid Reference NH9505 8779 (“Tarbat Ness”) and in the South, Ordnance Survey Grid Reference NH8124 6704 (“South Sutor Stack”); together with the adjacent area of sea extending seaward for three miles from mean low water springs but excluding therefrom any area of sea already included within the area of another salmon fishery district.

SCHEDULE 2

Article 3

REGULATIONS APPLIED TO THE DISTRICT DESIGNATED BY THIS ORDER IN ACCORDANCE WITH SECTION 2(2) OF THE SALMON ACT 1986

Regulations made under section 3 of the Salmon Act 1986

1. Part II of the Salmon (Definition of Methods of Net Fishing and Construction of Nets) (Scotland) Regulations 1992(4).
2. The Salmon (Fish Passes and Screens) (Scotland) Regulations 1994(5).

Regulations made under the Salmon Fisheries (Scotland) Acts 1862 to 1868(6) as respects the matters specified in section 6(6) of the Salmon Fisheries (Scotland) Act 1862

3. Byelaw made by the Commissioners appointed under the Salmon Fisheries (Scotland) Acts 1862 to 1868 dated 11th January and 19th April, 1864 with respect to the due observance of the weekly close time(7).
4. Byelaw made by the said Commissioners dated 18th April and 19th July, 1865 with respect to the construction and use of cruives(8).
5. Byelaw made by the said Commissioners dated 29th April and 19th July, 1865 with respect to the construction and alteration of mill dams or lades, or water wheels(9).

(4) S.I. 1992/1974 as amended by S.I. 1993/257 and 1994/111. Part II only of S.I. 1992/1974 was made under section 3 of the 1986 Act.

(5) S.I. 1994/2524.

(6) **1862 c. 97, 1864 c. 118 and 1868 c. 123. These Acts (with the exception of certain provisions of the 1868 Act) were repealed by the Salmon Act 1986 (c. 62), section 41 and Schedule 5.**

(7) Byelaw subsequently enacted as Schedule D to the Salmon Fisheries (Scotland) Act 1868 (c. 123) by section 10 of that Act. Schedule D was repealed by the Salmon Act 1986, section 41 and Schedule 5. Byelaw retained in effect by section 3(1) of the 1986 Act.

(8) Byelaw subsequently enacted as Schedule F to the Salmon Fisheries (Scotland) Act 1868 by section 10 of that Act. Schedule F was repealed by the Salmon Act 1986, section 41 and Schedule 5. Byelaw retained in effect by section 3(1) of the 1986 Act.

(9) Byelaw subsequently enacted as Schedule G to the Salmon Fisheries (Scotland) Act 1868 by section 10 of that Act. Schedule G was amended by the Salmon and Freshwater Fisheries (Protection) (Scotland) Act 1951 (c. 26), Schedule 1 and by the Electricity (Scotland) Act 1979 (c. 11), Schedule 11 and revoked by the Salmon Act 1986, section 41 and Schedule 5. Byelaw retained in effect by sections 3(1) and 10(1) of the 1986 Act but revoked for certain purposes and revoked prospectively for others by the Salmon (Fish Passes and Screens) (Scotland) Regulations 1994 (S.I. 1994/2524).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order designates the area described in Schedule 1 as a salmon fishery district to be known as the Conon Salmon Fishery District (article 2(1)) and abolishes the existing Alness Salmon Fishery District and Conon Salmon Fishery District which are superseded by it (article 2(2)).

The Order applies those regulations made under section 3 of the Salmon Act 1986 and under the Salmon Fisheries (Scotland) Acts 1862 to 1868 as respects the matters specified in section 6(6) of the Salmon Fisheries (Scotland) Act 1862 for the district designated (article 3 and Schedule 2).

The Order makes provision for the annual close time and for the period during which fishing for and taking salmon by rod and line is permitted (article 4).