
STATUTORY INSTRUMENTS

2006 No. 2913

The Scotland Act 1998 (River Tweed) Order 2006

PART 2

METHODS OF FISHING AND OFFENCES RELATED TO FISHING

Offences related to fishing for salmon and freshwater fish

Taking of dead fish

29.—(1) Without prejudice to section 3 of the Diseases of Fish Act 1937 (powers and duties of fishery boards)(1), any person other than—

- (a) a constable or a water bailiff in the exercise of their respective duties;
- (b) a person authorised in that regard by the Scottish Ministers or the Commission; or
- (c) a person with a right to fish therein or the agent of any such person,

who takes or removes dead fish from any waters, including any part of the sea within 1.5 kilometres of mean low water springs, shall be guilty of an offence, and liable on summary conviction to a fine not exceeding level 4 on the standard scale.

(2) Any person who attempts to commit or who does any act preparatory to the commission of the offence mentioned in paragraph (1) shall be guilty of an offence, and liable to the same punishment as if that person had committed the offence mentioned.

(1) 1937 c.33. Section 3 was amended by the Water Act 1973 (c.37), section 9 and the Diseases of Fish Act 1983 (c.30), Schedule 2, paragraph 2.