



Salmon and Freshwater Fisheries (Consolidation) (Scotland) Act 2003

2003 asp 15

SALMON AND FRESHWATER FISHERIES (CONSOLIDATION) (SCOTLAND) ACT 2003

PART 1

METHODS OF FISHING AND OFFENCES RELATED TO FISHING

Methods of fishing

- 1 Methods of fishing: salmon
- 2 Methods of fishing: freshwater fish
- 3 Use of gaff, tailer or landing net
- 4 Meaning of “rod and line”

Offences related to fishing for salmon and freshwater fish

- 5 Prohibition against using explosive and other noxious substances for the destruction or taking of fish
- 6 Fishing for salmon without right or permission
- 7 Illegal fishing by two or more persons acting together
- 8 Taking of dead salmon or trout
- 9 Illegal possession of salmon or trout
- 10 Offences in relation to passage of salmon
- 11 Fishing in waters where fishing rights owned by one person
- 12 Contravention of protection order

Close times for salmon

- 13 Weekly close time for salmon
- 14 Fishing for salmon during annual close time
- 15 Removal of boats and nets during annual close time
- 16 Buying and selling salmon in close time

Close time for trout

- 17 Annual close time for trout

Offences related to sale, purchase and possession of salmon and trout

- 18 Unclean salmon
19 Salmon roe
20 Possessing salmon which have been illegally taken, killed or landed
21 Packages of salmon or trout to be marked
22 Size limit for selling trout

Protection of young salmon

- 23 Young salmon and spawning beds
24 Unauthorised introduction of salmon or salmon eggs into certain waters

Offences in relation to the Solway

- 25 Fixed engines in the Solway
26 Fishing without legal right in the Solway

Exemptions

- 27 Exemption from certain offences in respect of acts done for scientific and other purposes: salmon
28 Exemption from certain offences in respect of acts done for scientific and other purposes: fish other than salmon
29 Exemption from certain offences in respect of certain acts in relation to salmon
30 Exemptions in relation to fish farming

Regulation of salmon fisheries

- 31 Salmon fishing: general regulations
32 Exception from regulations with respect to the construction of dams, lades and water wheels
33 Salmon fishing: regulations as to baits and lures

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36 Estuary limits

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- 41 Sole proprietor in a salmon fishery district

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- 42 Mandatorys

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- 45 General powers and duties of district salmon fishery boards
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- 50 Powers of entry and obstruction of wardens etc.
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- 59 Power of court in trial for an offence to convict of another
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SCHEDULE 1 — Designation orders, estuary limits orders, annual close time orders and regulations under sections 33 and 38

- 1 Designation orders
- 2 An application under paragraph 1 above shall be accompanied by...
- 3 Estuary limits orders
- 4 An application under paragraph 3 above shall be accompanied by...
- 5 Annual close time orders
- 6 An application under paragraph 5 above shall be accompanied by...
- 7 Salmon conservation regulations
- 8 An application under paragraph 7(a) above shall be in writing...
- 9 In the application of paragraphs 10 to 15 below to...
- 10 Common provisions with respect to orders
- 11 (1) Before making an order or, as the case may...
- 12 At any time, the Scottish Ministers may alter the proposals...
- 13 Making of designation, annual close time or estuary limits order or salmon conservation regulations
- 14 (1) If any representation or objection duly made is not...
- 15 After considering the report of the person appointed to hold...
- 16 Applications under this schedule may be communicated and stored electronically....

SCHEDULE 2 — Election and co-option of members of district salmon fishery boards

Part 1 — MEETING OF QUALIFIED PROPRIETORS

- 1 Calling of meeting
- 2 (1) At a meeting of proprietors called—
- 3 Election of members
- 4 Co-optees

Part 2 — MEMBERSHIP

- 5 (1) The members of the committee shall be members of...

SCHEDULE 3 — Provisions as to making, variation and revocation of protection orders

- 1 Making of protection order
- 2 The notice to be given under paragraph 1 above shall...
- 3 The Scottish Ministers may direct that, in addition to publication...
- 4 If no representations or objections are duly made, or if...
- 5 (1) If any representation or objection duly made is not...
- 6 After considering the report of the person appointed to hold...
- 7 As soon as may be after a protection order has...
- 8 Variation of protection order
- 9 Revocation of protection order
- 10 Publication of orders

SCHEDULE 4 — Consequential amendments, repeals and revocations

Part 1 — CONSEQUENTIAL AMENDMENTS

- 1 Sea Fish (Conservation) Act 1967 (c. 84)
- 2 Inshore Fishing (Scotland) Act 1984 (c. 26)
- 3 Water Act 1989 (c. 15)

Part 2 — REPEALS AND REVOCATIONS