



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

2003 asp 15

PART 1

METHODS OF FISHING AND OFFENCES RELATED TO FISHING

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

19 Salmon roe

- (1) Any person who buys, sells, exposes for sale or is in possession of any salmon roe shall be guilty of an offence, and liable on summary conviction to a fine not exceeding level 3 on the standard scale.
- (2) Subsection (1) above shall not apply to any person who gives a reason, satisfactory to the court before which that person is charged, for being in possession of salmon roe.
- (3) It shall be a defence for a person charged with an offence under subsection (1) above to prove—
 - (a) that the roe had been produced in the course of fish farming within the meaning given by section 33(6) of the Fisheries Act 1981 (c. 29); or
 - (b) that that person believed on reasonable grounds that it had been so produced.
- (4) A person who commits an offence under this section may be convicted on the evidence of one witness.
- (5) Subsection (3) above is without prejudice to the provisions of subsection (2) above relating to the circumstances in which subsection (1) above does not apply.

Commencement Information

II S. 19 in force at 1.4.2005 by [S.S.I. 2005/174](#), [art. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Salmon and Freshwater Fisheries (Consolidation) (Scotland) Act 2003, Section 19.