
DRAFT STATUTORY INSTRUMENTS

2006 No.

The Scotland Act 1998 (River Tweed) Order 2006

PART 3

ENFORCEMENT

Powers of court

Forfeiture

63.—(1) Any person who is convicted of an offence against any of the provisions of this Order shall be liable to the forfeiture of—

- (a) any fish illegally taken by that person or in that person's possession at the time of the offence;
- (b) any instrument or article by which the offence was committed; and
- (c) any vehicle or boat used by that person to assist in the commission of the offence.

(2) Subject to paragraph (3), anything forfeited under this article shall be disposed of as the court may direct.

(3) Any fish seized under this article as liable to forfeiture may be sold by the person seizing it, and the net proceeds of the sale shall be liable to forfeiture in the same manner as the fish sold.

(4) No person shall be subject to any liability on account of any neglect or failure to exercise the powers conferred by this article.