



# Tweed Fisheries Act 1857

1857 CHAPTER cxlviii 20 and 21 Vict

## LXXIV To prevent Destruction of Spawn or Fry.

Every Person who wilfully takes or kills or aids or assists in taking or killing in or from the River by any Means or by any Device (except by the Rod and Line), or wilfully sells, purchases, or has in his Possession, any Smolt, Fry, or young Brood or Spawn of Salmon, or in any Way or by any Device wilfully obstructs the Passage of such Smolts, Fry, or young Brood, or injures or disturbs any such Smolts or Fry, or any Spawn or Spawning Bed, Bank, or Shallow where the same may be, shall for every such Offence be liable to a Penalty not exceeding [<sup>F1</sup>£25][<sup>F1</sup>level 1 on the standard scale], and to an additional Penalty of [<sup>F2</sup>10p][<sup>F2</sup>level 1 on the standard scale] for each of the Smolts, Fry, or young Brood of Salmon so taken, killed, or destroyed, or found in his Possession, and all Nets, Tackle, and Engines whereby the same have been taken or killed, and the Hampers, Baskets, or Packages wherein the same may be found, may be seized and forfeited.

### Textual Amendments

- F1** Words “level 1 on the standard scale” substituted for “£25” (E.W.S.) by virtue of (E.W.) [Criminal Justice Act 1982 \(c. 48, SIF 39:1\), s. 46](#) and (S.) [Criminal Procedure \(Scotland\) Act 1975 \(c. 21, SIF 39:1\), s. 289G](#)
- F2** Words “level 1 on the standard scale” substituted for “10p” (E.W.S.) by virtue of (E.W.) [Criminal Justice Act 1982 \(c. 48, SIF 39:1\), ss. 38, 46](#) and (S.) [Criminal Procedure \(Scotland\) Act 1975 \(c. 21, SIF 39:1\), ss. 289F, 289G](#)

### Modifications etc. (not altering text)

- C1** S. LXXIV amended by [Fisheries Act 1981 \(c. 29, SIF 52:1\), s. 33\(5\), Sch. 4 Pt. II para. 19](#)
- C2** S. LXXIV amended by [Freshwater and Salmon Fisheries \(Scotland\) Act 1976 \(c. 22\), s. 7, Sch. 3 Pt. I para. 2](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Tweed Fisheries Act 1857, Section LXXIV.