



# Salmon Act 1986

## CHAPTER 62

### SALMON ACT 1986

#### PART I

##### ADMINISTRATION OF SALMON FISHERIES IN SCOTLAND

###### *Salmon fishery districts*

- 1 Salmon fishery districts.
- 2 Designation orders.

###### *General regulation of salmon fisheries*

- 3 Regulations.
- 4 Administration of Salmon Fisheries in Scotland
- 5 Enforcement of regulations.
- 6 Annual close time.
- 7 Estuary limits.
- 8 Use of baits and lures.
- 9 Limits of the Solway Firth.
- 10 Application of regulations and annual close time orders to the River Tweed
- 10A Regulations to assist conservation of salmon
- 10B Powers of enforcement, entry, search and arrest
- 10C Offences, penalties, forfeiture etc.
- 10D Regulations
- 10E Application to River Esk

###### *Proprietors*

- 11 Qualified proprietors and upper and lower proprietors.
- 12 Sole proprietor in a salmon fishery district.

*Changes to legislation: There are currently no known outstanding effects for the Salmon Act 1986. (See end of Document for details)*

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13 Mandatories.

*District salmon fishery boards*

- 14 District salmon fishery boards.
- 15 Financial powers and duties of district salmon fishery boards.
- 16 General powers and duties of district salmon fishery boards.
- 17 Proceedings of district salmon fishery boards.
- 18 Tenure of office.

*Application to the Esk*

- 19 Application of Part I to the River Esk.

**PART II**

OTHER PROVISIONS APPLYING TO SCOTLAND

- 20 Additional powers in respect of licensing and regulation of salmon dealing.
- 21 Permitted methods of fishing for salmon.
- 22 Offence of possessing salmon which have been illegally taken, killed or landed.
- 23 Power of court in trial of one offence to convict of another.
- 24 Unauthorised introduction of salmon or salmon eggs into certain waters.
- 25 Fixed engines in the Solway.
- 26 Poaching in the Esk.
- 27 Exemption from certain offences in respect of certain acts.
- 28 Exemption from certain offences in respect of acts done for scientific etc. purposes.
- 29 Application of sections 24 and 25 to River Esk and River Tweed.
- 30 Prosecution of offences under the Act of 1868.

**PART III**

PROVISIONS APPLYING TO ENGLAND AND WALES

- 31 Dealer licensing in England and Wales.
- 32 Handling fish in suspicious circumstances.
- 33 Placing and use of fixed engines.
- 34 Introduction of fish into fish farms without consent.
- 35 Removal of differential penalties under Salmon and Freshwater Fisheries Act 1975.
- 36 Servants and agents authorised by fishing licences.
- 37 Byelaws under Sea Fisheries Regulation Act 1966.
- 38 Disclosure of information furnished under the Diseases of Fish Act 1983.

**PART IV**

MISCELLANEOUS

- 39 Review of certain salmon net fishing.
- 40 Interpretation.
- 41 Amendments and repeals.
- 42 Crown application.
- 43 Citation, commencement and extent.

## SCHEDULES

### SCHEDULE 1 — Provisions as Respects the Making of Designation Orders

#### *Proposals for a designation order*

- 1 The Secretary of State may make a designation order only...
- 2 An application under paragraph 1 above shall be accompanied by...

#### *Consultation and publication*

- 3 On receiving an application under paragraph 1 above, the Secretary...
- 4 (1) Before making a designation order, the Secretary of State...
- 5 At any time, the Secretary of State may alter the...

#### *Making of order*

- 6 If no representations or objections are duly made, or if...
- 7 (1) If any representation or objection duly made is not...
- 8 After considering the report of the person appointed to hold...
- 9 The power to make a designation order shall be exercisable...

### SCHEDULE 2 — Election and Co-option of Members of District Salmon Fishery Boards

#### Part I — MEETING OF QUALIFIED PROPRIETORS

#### *Calling of meeting*

- 1 (1) Where there is no district salmon fishery board or...
- 2 (1) At a meeting of proprietors called—

#### *Election of members*

- 3 (1) In accordance with the following provisions of this Part...

#### *Balance between upper and lower proprietors*

- 4 Election and Co-option of Members of District Salmon Fishery Boards

#### *Co-optees*

- 5 (1) In the co-opting of representatives of salmon anglers and...

#### Part II — MEMBERSHIP

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

### SCHEDULE 3 — Transitional District Boards

- 1 Subject to the provisions of this Schedule, a transitional district...
- 2 (1) Sections 16(2) and 18 of this Act shall not...
- 3 The chairman of a transitional district board shall be the...
- 4 The clerk to a transitional district board shall prepare a...
- 5 (1) A transitional district board may continue to collect the...
- 6 A transitional district board shall cease to be deemed a...
- 7 At any time within the periods specified in paragraph 6...
- 8 Notwithstanding paragraph 6 above, a transitional district board shall cease...

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9 The assets and liabilities of a district board within the...

#### SCHEDULE 4 — Minor and Consequential Amendments

##### *Salmon Fisheries (Scotland) Act 1868 (c. 123.)*

- 1 After section 1 of the Salmon Fisheries (Scotland) Act 1868...
- 2 In section 11 of that Act (application to streams not...
- 3 (1) In section 18 of that Act (offence of buying,...
- 4 In the said section 19, for the word “wilfully” there...
- 5 In section 41 of that Act (extent), the words from...

##### *Diseases of Fish Act 1937 (c.33)*

- 6 In subsection (3) of section 8 of the Diseases of...

##### *Salmon and Freshwater Fisheries (Protection) (Scotland) Act 1951 (c. 26)*

- 7 In section 1 of the Salmon and Freshwater Fisheries (Protection)...
- 8 Section 9 of that Act (saving for acts done for...
- 9 In section 15(1)(c) of that Act (power of Secretary of...
- 10 In section 19(2) of that Act (forfeitures) the words “on...
- 11 In section 22 of that Act (provisions as to River...
- 12 In section 24 of that Act (interpretation), for the entries...

##### *Salmon and Freshwater Fisheries Act 1975 (c. 51)*

- 13 In section 39 of the Salmon and Freshwater Fisheries Act...
- 14 In section 43(3) of that Act (Scottish extent), for the...

##### *Freshwater and Salmon Fisheries (Scotland) Act 1976 (c. 22)*

- 15 (1) In section 7(5) of the Freshwater and Salmon Fisheries...

#### SCHEDULE 5 — Repeals

**Changes to legislation:**

There are currently no known outstanding effects for the Salmon Act 1986.