CHAPTER 78.

An Act to establish a Fishery Board for Scotland. A.D. 1882.

[18th August 1882.]

BE it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Short title.

1. This Act may be cited as the Fishery Board (Scotland) Act, 1882.

Definitions

2. In this Act—

The expression "Herring Fishery Acts" shall mean the Acts mentioned in the First Schedule.

The expression "Salmon Fishery Acts" shall mean the Acts mentioned in the Second Schedule.

Dissolution of Board of British White Herring Fishery.

3. On the sixteenth day of October one thousand eight hundred and eighty-two the Board of British White Herring Fishery shall be dissolved, and the present Commissioners shall be discharged of their duties.

Establishment and constitution of Fishery Board.

4. A Fishery Board shall be established for Scotland.

(1.) The Board shall consist of the following members:—the Sheriffs of three Sheriffdoms, who shall be appointed by Her Majesty, and shall hold office during their tenure of the office of ~~sheriff~~.

Six members, to be appointed by Her Majesty, who shall hold office for five years, and may be reappointed.

(2.) It shall be lawful to Her Majesty to nominate one member of the Board to be chairman and another to be deputy chairman. The chairman shall receive such salary as the Commissioners of Her Majesty's Treasury may assign. ~~Three~~ members shall be a quorum.

(3.) There shall be a secretary to the Board, who shall be appointed by Her Majesty, and shall receive such salary as the Commissioners of Her Majesty's Treasury may assign.

A.D. 1882.

(4.) The office of the Board shall be in Edinburgh, and the Board shall appoint such clerks and officers, and at such salaries, as may be sanctioned by the Commissioners of Her Majesty's Treasury.

(5.) The first meeting of the Board shall be on the sixteenth day of October one thousand eight hundred and eighty-two.

Functions of Board. Herring fisheries. Deep sea fisheries. 31 & 32 Vict. c. 45. 38 & 39 Vict. c. 15.

5. (1.) The Fishery Board shall have all the powers and duties conferred upon the present Board of British White Herring Fishery by the Herring Fishery Acts and the Sea Fishery Acts, 1868 and 1875, and any Order in Council following thereon, except the duty of making an annual report to the Board of Trustees for Manufactures, and the power of appointing a secretary; and shall take cognizance of everything relating to the coast and deep sea fisheries of Scotland, and take such measures for their improvement as the funds under their administration and not otherwise appropriated may admit of, but without interfering with any existing public authority or private right.

Salmon fisheries.

(2.) The Fishery Board shall have the general superintendence of the salmon fisheries of Scotland, and shall have the powers and duties of Commissioners under the Salmon Fishery Acts, but without prejudice to or interference with the powers of district boards.

(3.) The Fishery Board shall comply with any instructions which may be issued by Her Majesty's Principal Secretary of State for the Home Department, and shall make an annual report to him containing a statistical account of the fisheries, and suggestions for their regulation and improvement, which report shall be presented to Parliament.

Inspector of salmon fisheries.

6. It shall be lawful to Her Majesty's Principal Secretary of State for the Home Department to appoint an inspector of the salmon fisheries of Scotland, who shall hold office during pleasure, and to pay to him such salary as may be determined by the Commissioners of Her Majesty's Treasury.

The inspector shall under the directions of the Fishery Board inspect all the salmon fisheries of Scotland, and inquire into the operation of the Salmon Fishery Acts, and report thereon from time to time to the Board, and shall attend the meetings of the Board when summoned by the chairman.

Act not to apply to River Tweed. 22 & 23 Vict. c. lxx.

7. This Act shall not apply to the Tweed as defined by the Tweed Fisheries Amendment Act, 1859.

Salaries and expenses.

8. All salaries and expenses of the Fishery Board shall be defrayed from moneys to be provided by Parliament.

SCHEDULES.

SCHEDULE I.

HERRING FISHERY ACTS.

11 Geo. III. c. 31. ss. 11, 12, 13.	An Act for the encouragement of the White Herring Fishery.
48 Geo. III. c. 110. -	An Act for the further encouragement and better regulation of the British White Herring Fishery until the 1st day of June 1813, and from thence to the end of the then next session of Parliament.
55 Geo. III. c. 94. - -	An Act to continue and amend several Acts relating to the British White Herring Fishery.
1 & 2 Geo. IV. c. 79. -	An Act to repeal certain bounties granted for the encouragement of the Deep Sea British White Herring Fishery, and to make further regulations relating to the said Fishery.
5 Geo. IV. c. 64. - -	An Act to amend the several Acts for the encouragement and improvement of the British and Irish Fisheries.
1 William IV. c. 54. -	An Act to revive, continue, and amend several Acts relating to the Fisheries.
14 & 15 Vict. c. 26. -	An Act to amend the Acts relating to the British White Herring Fishery.
21 & 22 Vict. c. 69. -	An Act to impose fees on the branding of barrels under the Acts concerning the Herring Fisheries in Scotland.
23 & 24 Vict. c. 92. -	An Act to amend the law relative to the Scottish Herring Fisheries.
24 & 25 Vict. c. 72. -	An Act to make further provision for the regulations of the British White Herring Fishery in Scotland.
28 & 29 Vict. c. 22. -	An Act to amend the Acts relating to the Scottish Herring Fisheries.
30 & 31 Vict. c. 52. -	An Act to alter and amend the Acts relating to the British White Herring Fisheries.
37 & 38 Vict. c. 25. -	An Act to remove the restrictions contained in the British White Herring Fishery Acts in regard to the use of fir wood for herring barrels.

A.D. 1882.

SCHEDULE II.

SALMON FISHERY ACTS.

25 & 26 Vict. c. 97.	-	An Act to regulate and amend the law respecting the Salmon Fisheries of Scotland.
26 & 27 Vict. c. 50.	-	An Act to continue the powers of the Commissioners under the Salmon Fisheries (Scotland) Act until the 1st day of January 1865, and to amend the said Act.
27 & 28 Vict. c. 118.	-	An Act to amend the Acts relating to Salmon Fisheries in Scotland.
31 & 32 Vict. c. 123.	-	An Act to amend the law relating to Salmon Fisheries in Scotland.

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