STATUTORY INSTRUMENTS

1976 No. 1416 (S. 115)

WILD BIRDS

The Wild Birds (Barnacle Geese in Western Isles) Order 1976

Made - - - *27th August* 1976

Coming into Operation *1st September* 1976

In exercise of the powers conferred upon me by sections 5(2), 9, and 13 of the Protection of Birds Act 1954(a) and of all other powers enabling me in that behalf, having consulted the Advisory Committee on the Protection of Birds for Scotland and having given the councils of the administrative areas and other persons affected an opportunity to submit objections or representations, I hereby make the following order:—

1.—(1) This order may be cited as The Wild Birds (Barnacle Geese in Western Isles) Order 1976 and shall come into operation on 1st September 1976.

(2) In this order "the Act" means the Protection of Birds Act 1954.

(3) This order shall apply with respect to those islands which are situated within Highland Region or Strathclyde Region and which lie off the mainland of either of the same to the west of longitude 5 degrees west or within the Western Isles Islands Area.

(4) The Interpretation Act 1889(b) shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

2. The barnacle goose is hereby added to the Third Schedule to the Act.

3. For the purpose of sub-section (2) of section 2 of the Act the close season shall, in the case of barnacle geese on the Isle of Islay in the district of Argyll in the region of Strathclyde, be the period in any year commencing with 1st February and ending with 31st August and, in the case of barnacle geese on the other islands to which this order applies, be the period in any year commencing with 1st February and ending with 30th November.

4. The use of any form of decoy for the purpose of killing or taking barnacle geese is prohibited.

5. The Wild Birds (Barnacle Geese in Western Isles) Order 1955(c) is hereby revoked.

Bruce Millan,
One of Her Majesty's Principal Secretaries of State

New St. Andrew's House
Edinburgh
27th August 1976

(a) 1954 c. 30. (b) 1889 c. 63. (c) S.I. 1955/1751.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order adds the barnacle goose to the Third Schedule of the Protection of Birds Act 1954 and allows that bird to be killed or taken (*a*) provided no form of decoy is used and (*b*) outside a close season between 1st February and 31st August on Islay or between 1st February and 30th November in the remainder of the prescribed area.

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