STATUTORY INSTRUMENTS

1978 No. 96 (S. 4)

WILD BIRDS

The Wild Birds (Barnacle Geese in Western Isles) Variation Order 1978

Made - - - -	19*th January* 1978
Coming into Operation	31*st January* 1978

In exercise of the powers conferred upon me by sections 9 and 13(1) of the Protection of Birds Act 1954(a) and of all other powers enabling me in that behalf, and after consulting the Advisory Committee on the Protection of Birds for Scotland in accordance with section 13(2)(*a*) of the said Act and giving an opportunity to submit objections or representations in accordance with section 13(2)(*b*) thereof, I hereby make the following order: —

1.—(1) This order may be cited as The Wild Birds (Barnacle Geese in Western Isles) Variation Order 1978 and shall come into operation on 31st January 1978.

(2) 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 Wild Birds (Barnacle Geese in Western Isles) Order 1976(c) is hereby varied by substituting for article 3 thereof the following article:—

"**3.** For the purpose of section 2(2) of the Act (killing, taking or injuring any wild bird included in the Third Schedule to the Act outside the close season for that bird not to be an offence) the close season for barnacle geese shall be—

(*a*) on the island of Islay in the district of Argyll in the region of Strathclyde—

(i) in the case of barnacle geese in or over any area below high water mark of ordinary spring tides, the period in any year commencing with 21st February and ending with 31st August;

(ii) in any other case, the period in any year commencing with 1st February and ending with 31st August; and

(*b*) on any other island to which this order applies, in all cases, the period in any year commencing with 1st February and ending with 30th November."

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

New St Andrew's House,
Edinburgh.

19th January 1978.

(a) 1954 c. 30. (b) 1889 c. 63. (c) S.I. 1976/1416.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order varies The Wild Birds (Barnacle Geese in Western Isles) Order 1976 by shortening the close season for such birds below high water mark of ordinary spring tides on the island of Islay from 1st February to 31st August to 21st February to 31st August.

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