

POLICY NOTE

THE LOCH SLIGACHAN, ISLE OF SKYE, SCALLOPS SEVERAL FISHERY ORDER 2013

SSI 2013/280

The above instrument is made in exercise of the powers in section 1 of the Sea Fisheries (Shellfish) Act 1967. The instrument is subject to negative Parliamentary procedure.

Policy Objectives

Several Orders allow persons to apply for the right to fish exclusively for specified types of shellfish, including scallops, in a designated area. The Loch Sligachan, Isle Of Skye, Scallops Several Fishery Order 2013 confers on David Oakes, for a period of 15 years, the right of several fishery for scallops in part of Loch Sligachan covering an area of 31.3 hectares within specified co-ordinates. Mr Oakes has fished exclusively in the designated area for the past 15 years under The Loch Sligachan, Isle of Skye, Scallops Several Fishery Order 1998 (“the 1998 Order”). The 1998 Order includes a restriction that the harvesting of scallops can only be carried out manually by divers. The 2013 Order continues that restriction.

The 2013 Order will continue to confer the exclusive right to fish scallops under the 1998 Order, which will expire on 15 November 2013. Failure to make a new Several Order could de-stabilise the existing business and employment opportunities that the 1998 Order currently provides.

Consultation

The applicant, Mr Oakes, consulted extensively with the local community and others as part of his application process.

A draft of the proposed Several Order was also consulted upon as is required in terms of Schedule 1 to the Sea Fisheries (Shellfish) Act 1967. Schedule 1 to that Act also requires the proposed Order to be published. Details of the proposed Order were advertised in the local newspaper (West Highland Free Press) on 14 June 2013. A period of four weeks was provided for receipt of any representations or objections but none were received.

Financial Effects

Other than time required to complete a short annual report, no financial burdens will be placed on the applicant as a result of the Order. A Business Regulatory Impact Assessment has been prepared in relation to the Order and placed in the Scottish Parliament Information Centre.

**Marine Scotland
September 2013**