

EXPLANATORY NOTE

(This note is not part of the Order)

This Order makes provision for and in connection with tagging the carcasses of salmon within inland waters in Scotland. The duty to affix a tag to salmon carcasses does not apply to any salmon which is taken by rod and line, in fish farms or where the exemptions at article 48 of the Scotland Act (River Tweed) Order 2006 apply.

Article 4 prescribes the method of tagging and the time by which the carcass must be tagged. Articles 5 and 6 prescribe the nature and form of, and the information to be contained in, salmon tags. Tags are supplied and issued by the Scottish Ministers (article 8) and cannot be removed from a salmon carcass except in the circumstances prescribed in article 7(2).

Persons who are under a duty to tag salmon carcasses must keep a record in accordance with article 9. The record must be submitted to the Scottish Ministers within the period of 2 weeks from the date of the start of the annual close time for the Tweed district (article 9(2)).

This Order notified in draft to the European Commission in accordance with Directive (EU) 2015/1535 of the European Parliament and of the Council (OJ L 241, 17.9.2015, p.1) which lays down a procedure for the provision of information in the field of technical regulations and rules on Information Society services.

A Business and Regulatory Impact Assessment in relation to this Order has been prepared and placed in the Scottish Parliament Information Centre. Copies of it can be obtained from Marine Scotland, Victoria Quay, Leith, Edinburgh EH6 6QQ and online at www.legislation.gov.uk.