

## **POLICY NOTE**

### **THE SCALPAY ISLAND, ISLE OF SKYE, SCALLOPS SEVERAL FISHERY ORDER 2018**

**SSI 2018/245**

The above instrument is made in exercise of the powers in sections 1 and 7(4)(a)(iii) of the Sea Fisheries (Shellfish) Act 1967. The instrument is subject to negative Parliamentary procedure.

#### **Policy Objectives**

Several Orders can confer rights on persons to fish exclusively for specified types of shellfish, including scallops, in a designated area. The Scalpay Island, Isle of Skye, Scallops Several Fishery Order 2018 confers on M.F.G. & J.A. Walford, for a period of 15 years, the right of several fishery for scallops in an area off Scalpay Island, Isle of Skye, covering a part of the bed of the sea extending to 18 hectares within specified co-ordinates.

M.F.G. & J.A. Walford had previously fished exclusively in the designated area under The Scalpay Island, Isle of Skye, Scallops Several Fishery Order 1998 (“the 1998 Order”) which expired in 2013. The 1998 Order included a restriction that the harvesting of scallops can only be carried out manually by divers. The 2018 Order also provides for that restriction.

The 2018 Order will confer on M.F.G. & J.A. Walford an exclusive right to fish scallops in the same designated area as the 1998 Order off Scalpay Island, Isle of Skye.

#### **Consultation**

The applicants, M.F.G. & J.A. Walford, consulted with the local community and others as part of the 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 a local newspaper on 13 April 2018. 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 and Regulatory Impact Assessment has been prepared in relation to the Order and placed in the Scottish Parliament Information Centre.

**Marine Scotland  
July 2018**