



Salmon and Freshwater Fisheries Act 1975

1975 CHAPTER 51

PART II

OBSTRUCTIONS TO PASSAGE OF FISH

7 Fishing weirs.

- (1) No unauthorised fishing weir shall be used for taking or facilitating the taking of salmon or migratory trout.
- (2) Where a fishing weir extends more than halfway across any river at its lowest state of water, it shall not be used for the purpose of taking salmon or migratory trout unless it has in it a free gap or opening situated in the deepest part of the river between the points where it is intercepted by the weir, and—
 - (a) the sides of the gap are in a line with and parallel to the direction of the stream at the weir; and
 - (b) the bottom of the gap is level with the natural bed of the river above and below the gap; and
 - (c) the width of the gap in its narrowest part is not less than onetenth part of the width of the river.
- (3) A free gap need not be more than 40 feet wide and must not be less than 3 feet wide.
- (4) If any person uses a weir in contravention of this section or makes any alteration in the bed of a river in such manner as to reduce the flow of water through a free gap, he shall be guilty of an offence.
- (5) In subsection (1) above “unauthorised fishing weir” means any fishing weir which was not lawfully in use on 6th August 1861, by virtue of a grant or charter or immemorial usage.

Status:

Point in time view as at 01/02/1991. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Salmon and Freshwater Fisheries Act 1975, Section 7.