



# Salmon and Freshwater Fisheries (Consolidation) (Scotland) Act 2003

2003 asp 15

## PART 5

### ENFORCEMENT

#### *Powers of court*

#### **60 Forfeiture**

- (1) Any person who is convicted of an offence against any of the provisions of this Act shall be liable to the forfeiture of—
  - (a) any fish illegally taken by that person or in that person's possession at the time of the offence;
  - (b) any instrument or article by which the offence was committed;
  - (c) any vehicle or boat used by that person to assist in the commission of the offence.
- (2) Subject to subsection (3) below, anything forfeited under this section shall be disposed of as the court may direct.
- (3) Any fish seized under this section as liable to forfeiture may be sold by the person seizing it, and the net proceeds of the sale shall be liable to forfeiture in the same manner as the fish sold.
- (4) No person shall be subject to any liability on account of any neglect or failure to exercise the powers conferred by this section.
- (5) This section is subject to section 56 of this Act.

#### **Commencement Information**

**11** S. 60 in force at 1.4.2005 by [S.S.I. 2005/174](#), [art. 2](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Salmon and Freshwater Fisheries (Consolidation) (Scotland) Act 2003, Section 60.