



# Aquaculture and Fisheries (Scotland) Act 2007

2007 asp 12

## PART 3

### SALMON AND FRESHWATER FISHERIES

#### 20 Rod and line

(1) After section 3 of the 2003 Act, insert—

##### **“3A Fishing by rod and line**

- (1) For the purposes of this Act, a person shall be treated as fishing for or taking fish by rod and line in the circumstances set out in subsection (2), (3) or (4) only if the condition specified in the relevant subsection is met.
- (2) Where a person—
  - (a) is fishing for or taking salmonids, and
  - (b) is not doing so from a boat,the condition is that the person uses a single rod and line and that the rod is being held by the person.
- (3) Where a person—
  - (a) is fishing for or taking freshwater fish other than salmonids, and
  - (b) is not doing so from a boat,the condition is that the person uses no more than 4 rods for that purpose at any one time.
- (4) Where a person—
  - (a) is fishing for or taking fish, and
  - (b) is doing so from a boat,the condition is that no more than 4 rods are used on the boat for that purpose at any one time.
- (5) In this section, “salmonids” means all fish of the family Salmonidae.”.

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*Status: This is the original version (as it was originally enacted).*

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(2) In section 4 of the 2003 Act (meaning of “rod and line”)—

(a) in subsection (1)—

(i) the word “single” is repealed,

(ii) for the words “pointing, or by striking or dragging for fish” substitute “foul hooking”,

(b) in subsection (2), after “use” insert “live vertebrates,”,

(c) after subsection (2), insert—

“(3) In subsection (1)—

“foul hooking” means pointing, or any other method of hooking or attempting to hook a fish other than by inducing the fish to take the hook in its mouth by reason of the bait or lure;

“set line” means a fishing line left unattended in water and having attached to it one or more lures or baited hooks.”.