



Notification Number: 2006/345/UK

## Article 24 of the Scotland Act 1998 (River Tweed) Order 2006 (“the Order”), made under the provisions of section 111 of the Scotland Act 1998.

Date received : 11/07/2006

End of Standstill : 12/10/2006

### Message

Message 001

Communication from the Commission - SG(2006) D/51609

Directive 98/34/EC

Notificación - Oznámení - Notifikation - Notifizierung - Teavitamine - Γνωστοποίηση - Notification - Notification - Notifica - Pieteikums - Pranešimas - Bejelentés - Notifika - Kennisgeving - Zawiadomienie - Notificação - Hlásenie-Obvestilo - Ilmoitus - Anmälan : 2006/0345/UK.

No abre el plazo - Nezhahuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist.

(MSG: 200601609.EN)

#### 1. Structured Information Line

MSG 001 IND 2006 0345 UK EN 12-10-2006 11-07-2006 UK NOTIF 12-10-2006

#### 2. Member State

United Kingdom

#### 3. Department Responsible

Department of Trade and Industry: Standards and Technical Regulations Directorate

#### 3. Originating Department

Scottish Executive Environment and Rural Affairs Department

#### 4. Notification Number

2006/0345/UK - C90A



## 5. Title

Article 24 of the Scotland Act 1998 (River Tweed) Order 2006 ("the Order"), made under the provisions of section 111 of the Scotland Act 1998.

## 6. Products Concerned

By implication, gaffs (poles with fixed hooks, used for extracting fish from water by hooking their flesh), and tailers (poles with adjustable nooses, used for extracting fish from water by their tails).

## 7. Notification Under Another Act

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## 8. Main Content

The effect of Article 24 of the Order is to prohibit the use of any instrument other than a landing net as an auxiliary to the taking of fish by rod and line. This effectively prohibits the use of gaffs and tailers. Article 24 should be read together with Articles 22 and 23 of the Scotland Act 1998 (River Tweed) Order 2006 which, in relation to fishing in the Tweed district, define the lawful methods of fishing of salmon and freshwater fish respectively.

The UK will fulfil its obligation under Article 12 of Directive 98/34/EC when these regulations are officially published.

## 9. Brief Statement of Grounds

The prohibitions introduced by Article 24 are necessary for the promotion of fish welfare and the conservation of fish. Gaffs and tailers cause unnecessary harm to fish, which is incompatible with sustainable catch-and-release fishing.

## 10. Reference Documents - Basic Texts

- a) i) Explanatory Memorandum to The Scotland Act 1998 (River Tweed) Order 2006.
- ii) Executive Note: The Scotland Act 1998 (River Tweed) Order 2006.

## 11. Invocation of the Emergency Procedure

No

## 12. Grounds for the Emergency

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## 13. Confidentiality

No

## 14. Fiscal measures

No



## 15. Impact assessment

Impact Assessment not available.

## 16. TBT and SPS aspects

TBT Aspect

No

The draft does not have a significant effect on international trade.

SPS Aspect

NO

The draft is not a sanitary or phytosanitary measure in the sense of Annex A of the SPS Agreement.

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European Commission

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