



Aquaculture and Fisheries (Scotland) Act 2007

2007 asp 12

PART 1

FISH FARMS AND SHELLFISH FARMS

Code of practice

8 Monitoring and enforcement: code of practice

- (1) The Scottish Ministers are to monitor compliance with any approved code.
- (2) Where the Scottish Ministers are satisfied that a person who carries on a business of—
 - (a) fish farming,
 - (b) shellfish farming,is not complying with an approved code in a material regard, the Scottish Ministers may serve a notice on that person.
- (3) Where it appears to the Scottish Ministers that a person who carries on a business of—
 - (a) fish farming,
 - (b) shellfish farming,is likely not to comply with an approved code in a material regard, the Scottish Ministers may serve a notice on the person.
- (4) A notice served by virtue of subsection (2) or (3) may require—
 - (a) the execution of such works,
 - (b) the taking of such other steps,as the Scottish Ministers consider necessary for securing compliance with the approved code in any particular respect.
- (5) Subsections (6) to (13) of section 6 apply to a notice served by virtue of subsection (2) or (3) as they apply to an enforcement notice.