

2006 No. 105

FOOD

The Fish Labelling (Scotland) Amendment Regulations 2006

Made - - - - *6th March 2006*

Laid before the Scottish Parliament *7th March 2006*

Coming into force - - *6th April 2006*

The Scottish Ministers, in exercise of the powers conferred by sections 16(1)(e) and (f), 17(2) and 26(1)(a) of the Food Safety Act 1990(a) and of all other powers enabling them in that behalf, having had regard in accordance with section 48(4A)(b) of that Act to advice given by the Food Standards Agency and after consultation as required by Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety(c), hereby make the following Regulations:

Citation, commencement and extent

1. These Regulations may be cited as the Fish Labelling (Scotland) Amendment Regulations 2006 and shall come into force on 6th April 2006.

Amendment to the Fish Labelling (Scotland) Regulations 2003

2. The Fish Labelling (Scotland) Regulations 2003(d) are amended as follows—

(a) at the end of regulation 4(2) insert—

“and shall be names prescribed by law for the purposes of paragraph (1)”; and

(a) 1990 c.16; section 1(1) and (2) (definition of “food”) was substituted by S.I. 2004/2990; section 17(2) was amended by the Food Standards Act 1999 (c.28) (“the 1999 Act”), Schedule 5, paragraphs 8 and 12; section 48(4) is disapplied in respect of these Regulations by virtue of section 48(4C) which was inserted by S.I. 2004/2990; amendments made by Schedule 5 to the 1999 Act shall be taken as pre-commencement enactments for the purposes of the Scotland Act 1998 (c.46) (“the 1998 Act”) by virtue of section (2) of the 1999 Act. The functions of the Secretary of State, so far as within devolved competence, were transferred to the Scottish Ministers by virtue of section 53 of the 1998 Act. In so far as not so transferred, those functions were transferred to the Scottish Ministers by the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2005 (S.I. 2005/849).

(b) Section 48(4A) was inserted by paragraph 21 of Schedule 5 to the 1999 Act.

(c) O.J. No. L 31, 1.2.02, p.1.

(d) S.S.I. 2003/145.

(b) for the Schedule substitute the contents of the Schedule to these Regulations.

LEWIS MACDONALD

Authorised to sign by the Scottish Ministers

St Andrew's House,
Edinburgh
6th March 2006

SCHEDULE

Regulation 2(b)

“SCHEDULE

Regulation 4

COMMERCIAL DESIGNATIONS

1. Subject to paragraphs 2 and 3, the commercial designation for any species of fish specified in column 2 of the Table shall be a name specified for that species in the corresponding entry in column 1.

2. A customary name may be used for any species of fish which has been subjected to smoking or any similar process, unless the name of the species in column 2 of the Table is followed by an asterisk. In such cases the name used for the food when the fish is smoked shall be either—

- (a) a name specified for that species in column 1 of the Table preceded by “smoked”; or
- (b) in the case of *Salmo salar* (L.), “smoked Pacific salmon”.

3. Paragraph 1, as read with the Table, shall not apply to fish regulated by Council Regulation (EEC) No. 2136/89(a) laying down common marketing standards for preserved sardines as amended by Commission Regulation (EC) No. 1181/2003(b) or Council Regulation (EEC) No. 1536/92(c) laying down common marketing standards for preserved tuna and bonito.

TABLE

<i>Column 1</i> <i>Commercial designation</i>	<i>Column 2</i> <i>Species of fish</i>
Sea Fish	
Anchovy	All species of the family <i>Engraulidae</i>
Argentines	All species of the family <i>Argentinidae</i>
Barracuda	All species of <i>Sphyraena</i>
Barramundi	<i>Lates calcarifer</i>
Bass or Sea bass	<i>Dicentrarchus labrax</i> (L.)
Japanese sea bass	<i>Lateolabrax japonicus</i>
Spotted sea bass	<i>Dicentrarchus punctatus</i>
Southern rock bass	<i>Paralabrax callaensis</i>
Bigeye	All species of <i>Priacanthus</i>
Bluefish or Tailor	<i>Pomatomus saltatrix</i>
Bogue	<i>Boops boops</i>
Bonito	All species of <i>Sarda</i> All species of <i>Euthynnus</i> , with the exception of <i>Euthynnus (Katsuwonus) pelamis</i> All species of <i>Auxis</i>
Brill	<i>Scophthalmus rhombus</i> (L.)
Brisling	<i>Sprattus sprattus</i> (L.) when canned
Catfish or Rockfish or Wolffish	All species of <i>Anarhichas</i>
Sea Catfish	All species of the family <i>Ariidae</i>
Cobia	<i>Rachycentron canadum</i>
Cod or Codling	<i>Gadus morhua</i>

(a) O.J. No. L 212 22.7.89 p.79.

(b) O.J. No. L 165, 3.7.03, p.17.

(c) O.J. No. L 163, 17.6.92, p.1.

<i>Column 1</i> <i>Commercial designation</i>	<i>Column 2</i> <i>Species of fish</i>
Pacific cod <i>or</i> Cod	<i>Gadus macrocephalus</i>
Greenland cod <i>or</i> Cod	<i>Gadus ogac</i>
Saffron cod	<i>Eleginus gracilis</i>
Red cod	<i>Pseudophycis bachus</i>
Blue cod	<i>Parapercis colias</i>
Coley <i>or</i> Saithe <i>or</i> Coalfish	<i>Pollachius virens</i> (L.)
Conger	All species of <i>Conger</i>
Croaker <i>or</i> Drum <i>or</i> Jewfish	All species of the family <i>Sciaenidae</i> Alternatively, the following may be used:-
Southern meagre <i>or</i> Mulloway	<i>Argyrosomus hololepidotus</i>
Meagre	<i>Argyrosomus regius</i>
Dab	<i>Limanda limanda</i> (L.)
Yellowtail dab <i>or</i> Yellowtail flounder	<i>Limanda ferruginea</i>
Pacific sand dab	<i>Citharichthys sordidus</i>
Yellowfin sole	<i>Limanda aspera</i>
Dogfish <i>or</i> Flake <i>or</i> Huss <i>or</i> Rigg <i>or</i> Rock Salmon <i>or</i> Rock Eel	All species of <i>Galeorhinus</i> All species of <i>Mustelus</i> All species of <i>Scyliorhinus</i> <i>Galeus melastomus</i> <i>Squalus acanthias</i> (L.)
Silky shark <i>or</i> Shark	<i>Carcharhinus falciformis</i>
Blacktip shark <i>or</i> Shark	<i>Carcharhinus limbatus</i>
Sandbar shark <i>or</i> Shark	<i>Carcharhinus plumbeus</i>
Basking shark <i>or</i> Shark	<i>Cetorhinus maximus</i>
Shortfin mako <i>or</i> Shortfin mako shark <i>or</i> Shark	<i>Isurus oxyrinchus</i>
Porbeagle <i>or</i> Shark	<i>Lamna nasus</i>
Blue shark <i>or</i> Shark	<i>Prionace glauca</i>
Whale shark <i>or</i> Shark	<i>Rhincodon typus</i>
Dory <i>or</i> John Dory <i>or</i> St Peter's fish	<i>Zeus faber</i> (L.)
Eel	All species of <i>Anguilla</i>
Emperor	All species of <i>Lethrinus</i>
Escolar <i>or</i> Snake Mackerel	All species of the family <i>Gempylidae</i>
Flounder	<i>Platichthys flesus</i> (L.)
Speckled flounder	<i>Paralichthys woolmani</i>
Arrowtooth flounder	<i>Atheresthes stomias</i>
Flying fish	All species of the family <i>Exocoetidae</i>
Garfish	<i>Belone belone</i>
Greenling	<i>Ophiodon elongatus</i>
Grouper	All species of <i>Mycteroperca</i> All species of <i>Epinephelus</i>
Gurnard	All species of the family <i>Triglidae</i> <i>Peristedion cataphractum</i> (L.)
Haddock	<i>Melanogrammus aeglefinus</i> (L.)
Hake	All species of <i>Merluccius</i> Alternatively, the following may be used:-
Cape hake	<i>Merluccius capensis</i> <i>Merluccius paradoxus</i>

<i>Column 1</i> <i>Commercial designation</i>	<i>Column 2</i> <i>Species of fish</i>
White hake	<i>Urophycis tenuis</i>
Halibut	<i>Hippoglossus hippoglossus</i> (L.) <i>Hippoglossus stenolepis</i>
Greenland halibut or Black Halibut or Mock halibut	<i>Reinhardtius hippoglossoides</i> (Walbaum)
Herring	<i>Clupea harengus</i> (L.)
Hilsa	<i>Tenualosa ilisha</i>
Hoki	<i>Macruronus novaezelandiae</i>
Chilean hoki	<i>Macruronus magellanicus</i>
Indian mackerel	All species of <i>Rastrelliger</i>
Jack or Scad or Horse Mackerel or Trevally	All species of <i>Caranx</i> All species of <i>Hemicaranx</i> All species of <i>Seriola</i> All species of <i>Trachurus</i> All species of <i>Decapterus</i> Alternatively, the following may be used:– <i>Seriola lalandi</i>
Yellowtail or Amberjack	
Kingklip	<i>Genypterus capensis</i>
Ladyfish	All species of the family <i>Elopidae</i>
Leerfish	<i>Lichia amia</i>
Ling	All species of <i>Molva</i> except <i>Molva dypterygia</i>
Blue Ling	<i>Molva dypterygia</i>
Lumpfish or Lumpsucker	<i>Cyclopterus lumpus</i>
Mackerel	All species of <i>Scomber</i>
King Mackerel or Kingfish	<i>Scomberomorus cavalla</i>
Sierra mackerel or Pacific sierra	<i>Scomberomorus sierra</i>
Mahi Mahi	<i>Coryphaena hippurus</i>
Marlin	All species of <i>Makaira</i>
Megrim	All species of <i>Lepidorhombus</i>
Milkfish	<i>Chanos chanos</i>
Monk(fish) or Angler(fish)	<i>Lophius piscatorius</i> (L.) <i>Lophius americanus</i> <i>Lophiodes caularis</i> <i>Lophius budegassa</i>
Cape monk(fish) or Cape angler(fish)	<i>Lophius vomerinus</i>
Pacific monk (fish) or Pacific angler (fish)	<i>Lophius litulon</i>
Red mullet or Goatfish	All species of the family <i>Mullidae</i>
Grey mullet	All species of the family <i>Mugilidae</i>
Opah or Moonfish	All species of <i>Lampris</i>
Orange roughy	<i>Hoplostethus atlanticus</i>
Parrotfish	All species of the family <i>Scaridae</i>
Peruvian moonfish	<i>Selene peruviana</i>
Picarel	<i>Spicara smaris</i>
Pilchard	<i>Sardina pilchardus</i> (Walbaum)
Pacific pilchard	<i>Sardinops sagax</i> which has been caught in the Pacific Ocean
South Atlantic pilchard	<i>Sardinops sagax</i> which has been caught in the South Atlantic Ocean
Plaice	<i>Pleuronectes platessa</i> (L.)

<i>Column 1</i> <i>Commercial designation</i>	<i>Column 2</i> <i>Species of fish</i>
American plaice	<i>Hippoglossoides platessoides</i> (Fabr.)
Pollack <i>or</i> Pollock <i>or</i> Lythe	<i>Pollachius pollachius</i> (L.)
Pacific pollack <i>or</i> Pacific pollock <i>or</i> Alaska pollack <i>or</i> Alaska pollock	<i>Theragra chalcogramma</i> (Pallas)
Pomfret <i>or</i> Butterfish	All species of <i>Brama</i> All species of <i>Stromateus</i> All species of <i>Pampus</i>
Poor cod	<i>Trisopterus minutus</i>
Pout <i>or</i> Pout Whiting <i>or</i> Pouting <i>or</i> Bib	<i>Trisopterus luscus</i>
Rascasse <i>or</i> Black scorpionfish	<i>Scorpaena porcus</i>
Rainbow runner	<i>Elagatis bipinnulata</i>
Redfish <i>or</i> Ocean perch <i>or</i> Rose fish	All species of <i>Sebastes</i> All species of <i>Helicolenus</i>
Sablefish	<i>Anoplopoma fimbria</i>
Sailfish	All species of <i>Istiophorus</i>
Sardine	Small <i>Sardina pilchardus</i> (Walbaum)
Sardinella	All species of <i>Sardinella</i>
Scabbard fish <i>or</i> Sabre <i>or</i> Sabre fish <i>or</i> Silver sabre <i>or</i> Black sabre	<i>Lepidopus caudatus</i> <i>Aphanopus carbo</i>
Sea bream <i>or</i> Porgy	All species of the family <i>Sparidae</i> except <i>Boops boops</i>
Sild	Small <i>Clupea harengus</i> (L.), when canned Small <i>Sprattus sprattus</i> (L.), when canned
Silverside <i>or</i> Sand smelt	All species of the family <i>Atherinidae</i>
Skate <i>or</i> Ray	All species of the family <i>Rajidae</i>
Roker	<i>Raja clavata</i>
Small sandeel	<i>Ammodytes tobianus</i>
Smelt <i>or</i> Sparling	All species of <i>Osmerus</i>
Snapper Jobfish	All species of the family <i>Lutjanidae</i> Alternatively, the following may be used:- All species of <i>Aphareus</i> All species of <i>Aprion</i> All species of <i>Pristipomoides</i>
Snook	All species of <i>Centropomus</i>
Sole <i>or</i> Dover sole	<i>Solea solea</i> (L.)
Butter sole	<i>Isopsetta isolepis</i>
Californian sole	<i>Parophrys vetulus</i>
Lemon sole	<i>Microstomus kitt</i> (Walbaum)
Petrale sole	<i>Eopsetta jordani</i>
Rex sole <i>or</i> Long-finned sole	<i>Glyptocephalus zachirus</i>
Rock sole	<i>Lepidopsetta bilineata</i>
Pacific sole	<i>Microstomus pacificus</i>
Torbay sole <i>or</i> Witch	<i>Glyptocephalus cynoglossus</i> (L.)
Sprat	<i>Sprattus sprattus</i> (L.), except when canned
Stargazer	All species of the family <i>Uranoscopidae</i>
Swordfish	<i>Xiphias gladius</i>
Tarpon	All species of the family <i>Megalopidae</i>
Threadfin bream	All species of <i>Nemipterus</i>

<i>Column 1</i> <i>Commercial designation</i>	<i>Column 2</i> <i>Species of fish</i>
Toothfish <i>or</i> Icefish	<i>Dissostichus mawsoni</i> <i>Dissostichus eleginoides</i>
Torpedo sand perch	<i>Diplectrum maximum</i>
Tuna <i>or</i> Tunny	All species of <i>Thunnus</i>
Skipjack tuna (<i>or</i> tuna)	<i>Katsuwonus pelamis</i>
Albacore tuna (<i>or</i> tuna)	<i>Thunnus alalunga</i>
Yellowfin tuna (<i>or</i> tuna)	<i>Thunnus albacares</i>
Bluefin tuna (<i>or</i> tuna)	<i>Thunnus thynnus</i>
Pacific bluefin tuna <i>or</i> Oriental bluefin tuna (<i>or</i> tuna)	<i>Thunnus orientalis</i>
Southern bluefin tuna (<i>or</i> tuna)	<i>Thunnus maccoyii</i>
Bigeye tuna (<i>or</i> tuna)	<i>Thunnus obesus</i>
Turbot	<i>Psetta maxima</i>
Wahoo	<i>Acanthocybium solandri</i>
Weever	All species of the family <i>Trachinidae</i>
Whitebait	Small <i>Clupea harengus</i> (L.) Small <i>Sprattus sprattus</i> (L.) (except when canned)
Whiting	<i>Merlangius merlangus</i> (L.)
Blue whiting	<i>Micromesistius poutassou</i> (Risso)
Southern blue whiting	<i>Micromesistius australis</i>
Winter flounder	<i>Pseudopleuronectes americanus</i> (Walbaum)
Wrasse	All species of the family <i>Labridae</i>
Salmon and Freshwater Fish	
Bacha	<i>Eutropiichthys vacha</i>
Batashi	<i>Pseudeutropius atherinoides</i>
Carp	All species of the family <i>Cyprinidae</i> Alternatively, the following may be used:-
Mowrala	<i>Amblypharyngodon mola</i>
Banspata	<i>Danio devario</i>
Bata	<i>Labeo bata</i>
Kalibous	<i>Labeo calbasu</i>
Ghania	<i>Labeo gonius</i>
Ruhi	<i>Labeo rohita</i>
Punti	<i>Puntius sarana</i>
Chelapata	<i>Salmostoma bacaila</i>
Barbel	<i>Barbus barbus</i>
Tench	<i>Tinca tinca</i>
Freshwater bream	<i>Abramis brama</i>
Roach	<i>Rutilus rutilus</i>
Catfish <i>or</i> American catfish <i>or</i> Channel catfish	All species of the family <i>Ictaluridae</i>
Catfish	All species of the family <i>Clariidae</i> All species of the family <i>Siluridae</i> All species of the family <i>Bagridae</i> All species of the family <i>Pimelodidae</i> Alternatively, the following may be used:-
Magur	<i>Clarias batrachus</i>
Gulsha	<i>Mystus bleekeri</i>
Buzuri	<i>Mystus tengara</i>

<i>Column 1</i> <i>Commercial designation</i>	<i>Column 2</i> <i>Species of fish</i>
Tengra	<i>Mystus vittatus</i>
Pabda	<i>Ompok pabda</i>
Ayre	<i>Sperata aor</i>
Boal	<i>Wallago attu</i>
Chapila	<i>Gudusia chapra</i>
Char	All species of <i>Salvelinus</i>
Kakila	<i>Xenentodon cancila</i>
Keski	<i>Corica soborna</i>
Khalisha	<i>Colisa fasciatus</i>
Koi	<i>Anabas testudineus</i>
Largebaim	<i>Mastacembelus armatus</i>
Meni	<i>Nandus nandus</i>
Nile Perch	<i>Lates niloticus</i>
Pacu	<i>Piaractus mesopotamicus</i>
Patabaim	<i>Macragnathus aculeatus</i>
Pike <i>or</i> Northern pike	<i>Esox lucius</i>
Queen fish	<i>Botia dario</i>
River cobbler, <i>or</i> Basa, <i>or</i> Pangasius, <i>or</i> Panga(s) <i>or</i> any of these together with the term “catfish”	All species of <i>Pangasius</i>
Salmon <i>or</i> Atlantic salmon	<i>Salmo salar</i> (L.)*
Cherry salmon <i>or</i> Pacific salmon	<i>Oncorhynchus masou masou</i> *
Chum salmon <i>or</i> Keta salmon	<i>Oncorhynchus keta</i> (Walbaum)*
Medium red salmon <i>or</i> Coho salmon <i>or</i> Silver salmon	<i>Oncorhynchus kisutch</i> (Walbaum)*
Pink salmon	<i>Oncorhynchus gorbuscha</i> (Walbaum)*
Red salmon <i>or</i> Sockeye salmon	<i>Oncorhynchus nerka</i> (Walbaum)*
Spring salmon <i>or</i> King salmon <i>or</i> Chinook salmon <i>or</i> Pacific salmon	<i>Oncorhynchus tshawytscha</i> (Walbaum)*
Pollan <i>or</i> Arctic cisco	<i>Coregonus autumnalis</i>
Vendace	<i>Coregonus albula</i>
Shol	<i>Channa striata</i>
Taki	<i>Channa punctata</i>
Tambaqui <i>or</i> Cachama	<i>Colossoma macroponum</i>
Tilapia	All species of <i>Tilapia</i> All species of <i>Oreochromis</i>
Trout <i>or</i> Brown trout	<i>Salmo trutta trutta</i> (L.) which has spent all of its life in fresh water
Sea trout <i>or</i> Salmon trout	<i>Salmo trutta trutta</i> (L.) which has spent part of its life in sea water
Cut-throat trout <i>or</i> trout	<i>Oncorhynchus clarki clarki</i>
Rainbow trout <i>or</i> Steelhead trout <i>or</i> trout	<i>Oncorhynchus mykiss</i>
Zander <i>or</i> Pike-perch	<i>Stizostedion lucioperca</i>
Shellfish	
Abalone <i>or</i> Ormer	All species of <i>Haliotis</i>
Ark clam <i>or</i> Arkshell	All species of the family <i>Arcidae</i>
Clam <i>or</i> Hard shell clam	<i>Mercenaria mercenaria</i> (L.) <i>Venus verrucosa</i> (L.)
Clam <i>or</i> Razor clam <i>or</i> Razor shell	All species of <i>Ensis</i> and <i>Solen</i>
Geoduck <i>or</i> Geoduck clam	<i>Panopea abrupta</i>

<i>Column 1</i> <i>Commercial designation</i>	<i>Column 2</i> <i>Species of fish</i>
Manila clam <i>or</i> Japanese carpet shell	<i>Tapes philippinarum</i> <i>Ruditapes philippinarum</i>
Native clam <i>or</i> Grooved carpet shell <i>or</i> Palourde	<i>Tapes decussatus</i> <i>Ruditapes decussatus</i> <i>Venerupis decussa</i>
Soft shell clam <i>or</i> Gapers	<i>Mya spp</i>
Surf clam	All species of <i>Spisula</i>
Otter shell clam	<i>Lutraria lutraria</i>
Cockle	All species of <i>Cerastoderma</i>
Amande clam <i>or</i> Dog cockle	<i>Glycymeris glycymeris</i>
Crab	All species of the order <i>Brachyura</i> All species of the family <i>Lithodidae</i>
Crayfish	All species of the family <i>Astacidae</i> All species of the family <i>Parastacidae</i> All species of the family <i>Austroastacidae</i> All species of the family <i>Cambaridae</i>
Cuttlefish	All species of <i>Sepia</i> <i>Rossia macrosoma</i>
Lobster	All species of <i>Homarus</i>
Slipper lobster	All species of the family <i>Scyllaridae</i>
Squat lobster	All species of the family <i>Galatheididae</i>
Crawfish <i>or</i> Spiny lobster <i>or</i> Rock lobster	All species of <i>Panulirus</i> All species of <i>Palinurus</i> All species of <i>Jasus</i>
Indian ocean lobster <i>or</i> Whip lobster	<i>Puerulus sewelli</i> <i>Puerulus carinatus</i> <i>Puerulus angulatus</i>
Mussel	All species of the family <i>Mytilidae</i>
Octopus	All species of <i>Octopus</i>
Oyster	All species of <i>Crassostrea</i> All species of <i>Ostrea</i>
Oyster <i>or</i> Portuguese oyster	<i>Crassostrea angulata</i> (Lmk.)
Oyster <i>or</i> Pacific oyster <i>or</i> Rock oyster	<i>Crassostrea gigas</i> (Thunberg)
Oyster <i>or</i> Native oyster	<i>Ostrea edulis</i> (L.)
Prawn <i>or</i> Shrimp	Whole fish (of a size which, when cooked, have a count of less than 397 per kg) or tails (of a size which, when peeled and cooked, have a count of less than 1,323 per kg) of— all species of the family <i>Palaemonidae</i> , all species of the family <i>Penaeidae</i> , all species of the family <i>Pandalidae</i> and all species of the family <i>Aristaeidae</i>
King prawn	All species of the family <i>Palaemonidae</i> All species of the family <i>Penaeidae</i> All species of the family <i>Aristaeidae</i> - where the count is less than 123 per kg (head on/shell on) or less than 198 per kg (head off/shell on) or less than 242 per kg (head off/shell off)

<i>Column 1</i> <i>Commercial designation</i>	<i>Column 2</i> <i>Species of fish</i>
Tiger prawn	<i>Penaeus monodon</i> <i>Penaeus semisulcatus</i> <i>Penaeus esculentus</i> <i>Penaeus kerathurus</i> <i>Penaeus japonicus</i> <i>Parapenaeopsis hardwickii</i> <i>Parapenaeopsis sculptilis</i>
Scallop <i>or</i> King scallop	<i>Pecten maximus</i>
Atlantic scallop <i>or</i> Scallop	<i>Placopecten magellanicus</i>
Queen scallop <i>or</i> Queen <i>or</i> Scallop	<i>Chlamys (Aequipecten) opercularis</i>
Scallop <i>or</i> Common scallop	All species of the family <i>Pectinidae</i>
Scampi <i>or</i> Norway lobster <i>or</i> Dublin Bay prawn <i>or</i> Langoustine	<i>Nephrops norvegicus</i> (L.)
Pacific scampi	<i>Metanephrops andamanicus</i> <i>Metanephrops challengerii</i> <i>Metanephrops thomsoni</i>
Sea urchin	All species of the family <i>Echinidae</i>
Shrimp	Whole fish (of a size which, when cooked, have a count of 397 per kg or more) or tails (of a size which, when peeled and cooked, have a count of 1,323 per kg or more) of— all species of the family <i>Palaemonidae</i> , all species of the family <i>Penaeidae</i> , all species of the family <i>Pandalidae</i> , and all species of the family <i>Aristaeidae</i>
Shrimp <i>or</i> Pink shrimp	<i>Pandalus montagui</i>
Shrimp <i>or</i> Brown shrimp	All species of <i>Crangon</i>
Mantis shrimp	<i>Squilla mantis</i>
Squid	All species of <i>Loligo</i> All species of <i>Illex</i> <i>Ommastrephes sagittatus</i>
Arrow squid	<i>Nototodarus sloani</i> <i>Nototodarus gouldi</i>
Whelk	All species of <i>Buccinum</i>
Winkle	All species of <i>Littorina</i>

”

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations, which extend to Scotland only, amend the Fish Labelling (Scotland) Regulations 2003 (“the principal Regulations”) (S.S.I. 2003/145) which provide for the execution and enforcement of Title 1, Chapter 2 of Council Regulation (EC) No. 104/2000 on the common organisation of the markets in fishery and aquaculture products (O.J. No. L 17, 21.1.00, p.22) and Commission Regulation (EC) No. 2065/2001 laying down detailed rules on the application of Council Regulation (EC) No. 104/2000 as regards informing consumers about fishery and aquaculture products (O.J. No. L 278, 23.10.01, p.6).

The Regulations—

- (a) amend regulation 4(2) of the principal Regulations by providing that commercial designations having effect in other member States are names prescribed by law (regulation 2(a)); and
- (b) replace the Schedule to the principal Regulations (which provides a list of commercial designations for the species of sea fish, salmon and freshwater fish and shellfish listed therein) with the Schedule to these Regulations which makes a number of insertions and amendments (regulation 2(b)).

A Regulatory Impact Assessment, which includes a compliance cost assessment of the effect which these Regulations would have on business costs has been prepared and placed in the Scottish Parliament Information Centre. Copies may be obtained from the Food Standards Agency, 6th Floor, St Magnus House, 25 Guild Street, Aberdeen AB11 6NJ.

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