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SCOTTISH STATUTORY INSTRUMENTS

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**2009 No. 85**

**The Aquatic Animal Health (Scotland) Regulations 2009**

**PART 7**

**MISCELLANEOUS**

**Service of notices**

**47.**—(1) Any notice served under these Regulations may be served on a person by—

- (a) delivering it to that person;
- (b) sending it by post;
- (c) transmitting it electronically.

(2) Where the person on whom a notice to be served is a body corporate, the notice is duly served if it is served on the secretary or clerk of that body.

(3) For the purposes of this regulation and section 7 of the Interpretation Act 1978<sup>(1)</sup> (references to service by post) in its application to this regulation, the proper address of any person to whom a notice is given is—

- (a) if the person has given an address for service, that address;
- (b) if no address has been given—
  - (i) in the case of the secretary or clerk of a body corporate, the registered or principal office of that body;
  - (ii) in any other case, the person's last known address at the time of service.

(4) If the notice is transmitted electronically, it is to be treated as duly served if—

- (a) the person upon whom the notice is required or authorised to be served (“the recipient”) has indicated to the person serving the notice the recipient's willingness to receive notices transmitted by electronic means and has provided an address suitable for that purpose; and
- (b) the notice is sent to the address provided.

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<sup>(1)</sup> 1978 c. 30.