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SCOTTISH STATUTORY INSTRUMENTS

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**2019 No. 88**

**The Sea Fishing (Licences and Notices) (EU Exit) (Scotland) (Amendment) Regulations 2019**

**Amendment of the Sea Fishing (Licences and Notices) (Scotland) Regulations 2011**

2.—(1) The Sea Fishing (Licences and Notices) (Scotland) Regulations 2011<sup>(1)</sup> are amended as follows.

(2) In regulation 1 (citation, commencement, extent and application)—

(a) for paragraph (2) substitute—

“(2) These Regulations extend to Scotland.”,

(b) for paragraph (3) substitute—

“(3) These Regulations apply to—

- (a) licences granted under section 4 of the Sea Fish (Conservation) Act 1967 (licensing of fishing boats) in respect of Scottish fishing boats,
- (b) licences granted under section 4 of that Act in respect of foreign fishing boats, and
- (c) licences granted under section 4A of that Act (licensing of vessels receiving trans-shipped fish) in respect of Scottish fishing boats or foreign fishing boats.”.

(3) In regulation 2 (interpretation)—

(a) for the definition of “licence” substitute—

““licence” means a licence to which these regulations apply (see regulation 1(3));”,

(b) in the definition of “nominee” omit “Scottish”,

(c) in the definition of “Scottish fishing boat” omit “, and in respect of which the Scottish Ministers may grant or have granted a licence”, and

(d) for the definition of “sea fishing licence” substitute—

““sea fishing licence” means a licence to which these regulations apply by virtue of regulation 1(3)(a) or (b).”.

(4) In regulation 3 (communication of licences and notices)—

(a) in paragraph (1)—

(i) in the opening words, for “Scottish fishing boat” substitute “fishing boat”,

(ii) in sub-paragraphs (a) and (b), after “charterer or” insert “, in the case of a Scottish fishing boat.”,

(b) in paragraph (2)—

(i) in sub-paragraph (a), at the beginning, insert “in the case of a Scottish fishing boat”,

(ii) in sub-paragraph (b), omit “Scottish”,

(c) in paragraphs (3) and (4), omit “Scottish”.

(5) In regulation 4 (delivery of licences and giving of notices), in paragraph (3), for “a nominee’s” substitute “an”.