
STATUTORY INSTRUMENTS

1999 No. 1748

**The Scotland Act 1998 (Functions Exercisable
in or as Regards Scotland) Order 1999**

Fisheries and aquaculture

5. So far as a function under [^{F1}retained EU law], or to which section 53(2)(a) of the 1998 Act applies, is exercisable—

- (a) in relation to fishing or aquaculture in the Scottish zone;
- (b) in relation to fishing outside that zone by Scottish fishing boats;
- (c) in relation to any fish or aquaculture organisation applying for recognition as a producers' organisation, or recognised as such in accordance with [^{F1}retained EU law], whose area covered by the application for recognition, in so far as within the United Kingdom or British fishery limits, is wholly or mainly within Scotland or the Scottish zone,

it shall be treated for all purposes of the 1998 Act as exercisable in or as regards Scotland.

Textual Amendments

- F1** Words in [art. 5](#) substituted (31.12.2020) by [The Fisheries, Aquaculture and Marine \(Functions Exercisable in or as Regards Scotland\) \(Amendment\) \(EU Exit\) \(No. 2\) Regulations 2019 \(S.I. 2019/1272\)](#), regs. 1(3), [2\(2\)](#); 2020 c. 1, Sch. 5 para. 1(1)

Commencement Information

- I1** Art. 5 in force at 30.6.1999, see [art. 1](#)

Changes to legislation:

There are currently no known outstanding effects for the The Scotland Act 1998 (Functions Exercisable in or as Regards Scotland) Order 1999, Section 5.