



# 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.

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**Changes to legislation:** *There are currently no known outstanding effects for the  
Aquaculture and Fisheries (Scotland) Act 2007, Section 8. (See end of Document for details)*

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**Commencement Information**

**II** S. 8 in force at 1.8.2007 by [S.S.I. 2007/333](#), **art. 2(1)**

**Changes to legislation:**

There are currently no known outstanding effects for the Aquaculture and Fisheries (Scotland) Act 2007, Section 8.