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SCOTTISH STATUTORY INSTRUMENTS

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**2005 No. 286**

**The Registration of Fish Sellers and Buyers and  
Designation of Auction Sites (Scotland) Regulations 2005**

**Provisions as to offences and proceedings**

**18.**—(1) Where an offence under these Regulations, or under any equivalent provision, committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of—

- (a) a director, manager, secretary or other similar officer of the body corporate; or
- (b) a person purporting to act in any such capacity,

that person as well as the body corporate shall be guilty of the offence and liable to be proceeded against and punished accordingly.

(2) In paragraph (1) “director”, in relation to a body corporate whose affairs are managed by its members, means a member of the body corporate.

(3) Where an offence under these Regulations, or under any equivalent provision, committed by a partnership is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, a partner, that partner, as well as the partnership shall be guilty of the offence and liable to be proceeded against and punished accordingly.

(4) When an offence under these Regulations, or under any equivalent provision, committed by an unincorporated association (other than a partnership) is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, any officer of the association, that officer, as well as the association, shall be guilty of the offence and liable to be proceeded against and punished accordingly.