
SCOTTISH STATUTORY INSTRUMENTS

2009 No. 85

The Aquatic Animal Health (Scotland) Regulations 2009

PART 2

AUTHORISATION AND REGISTRATION REQUIREMENTS

Transitional provision

14.—(1) This regulation applies where—

- (a) a person operates an aquaculture production business or a processing establishment on 27th March 2009; and
- (b) makes an application for an authorisation under regulation 8 before 1st May 2009.

(2) The operator is to be treated as having, as from 1st May 2009, an interim authorisation to carry on the activity to which the application relates until the interim authorisation lapses in accordance with paragraph (3).

(3) The interim authorisation lapses on the earliest of the following dates—

- (a) when the application is withdrawn;
- (b) when the competent authority grants an authorisation under regulation 6 or 7;
- (c) where the competent authority refuses to grant an authorisation under regulation 6 or 7 and the applicant does not appeal, on the date on which the right of appeal lapses under regulation 40;
- (d) where the competent authority refuses to grant an authorisation under regulation 6 or 7 and the applicant does appeal, on the date on which the appeal is finally decided.