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SCOTTISH STATUTORY INSTRUMENTS

2010 No. 90

FOOD

The Fish Labelling (Scotland) Regulations 2010

<i>Made</i>	- - - -	<i>4th March 2010</i>
<i>Laid before the Scottish Parliament</i>	- - - -	<i>5th March 2010</i>
<i>Coming into force</i>	- -	<i>6th April 2010</i>

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 6(4), 16(1)(e) and (f), 17(2), 26(1)(a) and (3) and 48(1) of the Food Safety Act 1990⁽¹⁾ and all other powers enabling them to do so.

In accordance with section 48(4A) of that Act, the Scottish Ministers have had regard to relevant advice given by the Food Standards Agency⁽²⁾.

There has been consultation as required by Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety⁽³⁾.

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- (1) 1990 c.16. Section 1(1) and (2) (definition of “food”) was substituted by S.I. 2004/2990. Section 6(4) was amended by the Deregulation and Contracting Out Act 1994 (c.40), Schedule 9, paragraph 6, the Food Standards Act 1999 (c.28) (“the 1999 Act”), Schedule 5, paragraph 10(3) and the Ministry of Agriculture, Fisheries and Food (Dissolution) Order 2002 (S.I. 2002/794), Schedule 2. Sections 16(1)(e) and (f) and 48(1) were amended by paragraph 8 of Schedule 5 to the 1999 Act. Section 17(2) was amended by the 1999 Act, Schedule 5, paragraphs 8 and 12. Section 26(3) was amended by the 1999 Act, Schedule 6, paragraph 1. Amendments made by Schedule 5 to the 1999 Act which extend to Scotland shall be taken as pre-commencement enactments for the purposes of the Scotland Act 1998 (c.46) by virtue of section 40(2) of the 1999 Act. The functions of the Secretary of State, so far as within devolved competence, were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998. In so far as not transferred, those functions were transferred to the Scottish Ministers by the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2005 (S.I. 2005/849).
- (2) Section 48(4A) was inserted by the 1999 Act, Schedule 5, paragraph 21. Section 48(4) was disapplied in respect of these Regulations by virtue of section 48(4C) of the Food Safety Act 1990 which was inserted by regulation 5(b) of the Food Safety Act 1990 (Amendment) Regulations 2004 (S.I. 2004/2990).
- (3) O.J. No. L 31, 1.2.02, p.1 as amended by Regulation (EC) No. 1642/2003 of the European Parliament and of the Council (O.J. No. L 245, 29.9.2003, p.4), Commission Regulation (EC) No. 575/2006 (O.J. No. L 100, 8.4.2006, p.3), Commission Regulation (EC) No. 202/2008 (O.J. No. L 60, 5.3.2008, p.17) and Regulation (EC) No. 596/2009 of the European Parliament and of the Council (O.J. No. L 188, 18.7.2009, p.14).

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Fish Labelling (Scotland) Regulations 2010 and come into force on 6th April 2010.

(2) These Regulations extend to Scotland only.

Interpretation

2. In these Regulations—

“Regulation 104/2000” means Council Regulation (EC) No. 104/2000 on the common organisation of the markets in fishery and aquaculture products⁽⁴⁾;

“Regulation 2065/2001” means Commission Regulation (EC) No. 2065/2001 laying down detailed rules for the application of Council Regulation (EC) No. 104/2000 as regards informing consumers about fishery and aquaculture products⁽⁵⁾;

and any expressions used in these Regulations and in Regulation 104/2000 or Regulation 2065/2001 have the same meaning as in those Regulations.

Offences relating to consumer information

3.—(1) Any person who, in contravention of Article 4(1) of Regulation 104/2000 (consumer information) as read with Regulation 2065/2001, offers for retail sale to the final consumer any product to which that Article applies shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 5 on the standard scale.

(2) Any person who at any stage of marketing fails to comply with Article 8 of Regulation 2065/2001 (traceability and control) shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 3 on the standard scale.

List of commercial designations

4.—(1) As regards Scotland, the list of commercial designations which the United Kingdom is required to draw up and publish under Article 4(2) of Regulation 104/2000 is set out in the table in the Schedule to these Regulations as read with the notes to it, and accordingly, the commercial designations set out in the Schedule are names prescribed by law for the purposes of regulations 6(1), 7 and 8(a) of the Food Labelling Regulations 1996⁽⁶⁾.

(2) In relation to species included both in the Schedule to these Regulations and in a list published in English under Article 4(2) of Regulation 104/2000 having effect in another Member State or another part of the United Kingdom, the commercial designation for that species in the list having effect in that other Member State or part of the United Kingdom shall be an alternative to the commercial designation for that species set out in the Schedule to these Regulations and shall be names prescribed by law for the purposes set out in paragraph (1).

Omission of reference to the production method

5. In the case described in Article 4(2) of Regulation 2065/2001 (situation where it is obvious from commercial designation and catch area that the species is caught at sea) it shall not be a contravention of Article 4(1) of Regulation 104/2000 to offer for retail sale to the final consumer

(4) O.J. No. L 17, 21.1.2000, p.22, as amended by the EU Act concerning the conditions of accession of the Czech Republic etc. (O.J. No. L 236, 23.9.2003, p.33) and Council Regulation (EC) No. 1759/2006 (O.J. No. L 335, 1.12.2006, p.3).

(5) O.J. No. L 278, 23.10.2001, p.6, as corrected by Corrigendum (O.J. No. L 10, 12.1.2002, p.82) and amended by the EU Act concerning the conditions of accession of the Czech Republic etc. (O.J. No. L 236, 23.9.2003, p.33) and by Commission Regulation (EC) No. 1792/2006 (O.J. No. L 362, 20.12.2006, p.1).

(6) S.I. 1996/1499. Regulation 6(4) (which defines “prescribed by law” for the purposes of regulations 6(1), 7 and 8(a)) was inserted by S.I. 1998/1398.

any product to which that Article applies without the product being marked or labelled with the production method.

Small quantities of products

6.—(1) For the purposes of Article 4(1) of Regulation 104/2000 as read with Article 7 of Regulation 2065/2001, the small quantity of products which may be sold directly to consumers shall be products to a value not exceeding 20 Euros for each purchase.

(2) For the purposes of this regulation, the reference to 20 Euros shall be taken to be a reference to the sterling equivalent of that number of Euros, converted by reference to the rate of conversion published annually on the first working day of the preceding September in the C series of the Official Journal of the European Communities or, if no rate is published in it on that day, the first rate published in it thereafter.

Additional information relating to the catch area

7. The indication of catch area required by Article 4(1)(c) of Regulation 104/2000 may, where the circumstances described in Article 5(1)(c) of Regulation 2065/2001 apply, indicate the various Member States or third countries in which the product was farmed.

Provisional commercial designations

8.—(1) For the purposes of Article 2 of Regulation 2065/2001 (provisional commercial designations), the Food Standards Agency (“the Agency”) shall be the competent authority.

(2) The Agency shall draw up and publish a list of provisional commercial designations laid down pursuant to the said Article 2.

Enforcement

9. Each food authority shall enforce and execute these Regulations in its area.

Application of various provisions of the Food Safety Act 1990

10. The following provisions of the Food Safety Act 1990 (“the Act”) shall apply for the purposes of these Regulations with the modification that any reference in those provisions to the Act or Part of the Act shall be construed as a reference to these Regulations and to those provisions of Regulation 104/2000 and Regulation 2065/2001 to which these Regulations relate—

- (a) section 3 (presumptions that food intended for human consumption);
- (b) section 20 (offences due to fault of another person);
- (c) section 21 (defence of due diligence)(7) with the modification that subsections (2) to (4) apply in relation to an offence under regulation 3(1) as they apply in relation to an offence under section 14 or 15;
- (d) section 30(8) (analysis etc. of samples);
- (e) section 33 (obstruction etc. of officers);
- (f) section 35(1) to (3)(8) (punishment of offences) in so far as it relates to offences under section 33(1) and (2) as applied by paragraph (e) above;
- (g) section 36 (offences by bodies corporate);

(7) Section 21 was relevantly amended by [S.I. 2004/3279](#).

(8) Section 35 was relevantly amended by [S.I. 2004/3279](#).

- (h) section 36A (offences by Scottish partnerships)(**9**); and
- (i) section 44 (protection of officers acting in good faith).

Revocations

11. The following Regulations are revoked—

- (a) the Fish Labelling (Scotland) Regulations 2003(**10**); and
- (b) the Fish Labelling (Scotland) Amendment Regulations 2006(**11**).

St Andrew's House, Edinburgh
4th March 2010

SHONA ROBISON
Authorised to sign by the Scottish Ministers

(**9**) Section 36A was inserted by the Food Standards Act 1999 ([1999 c.28](#)), Schedule 5, paragraph 16.
(**10**) [S.S.I. 2003/145](#) as amended by [S.S.I. 2006/105](#).
(**11**) [S.S.I. 2006/105](#).

SCHEDULE

Regulation 4

Commercial Designations

1. Subject to paragraphs 2 and 3, the commercial designation for any species of fish specified in column 2 of the following Table shall be a name specified for that species in the corresponding entry in column 1.

2. A customary name may be used for any species of fish which has been subjected to smoking or any similar process, unless the name of the species in column 2 of the Table is followed by an asterisk. In such cases the name used for the food when the fish is smoked shall be a name specified for that species in column 1 of the said Table preceded by the word “smoked”.

3. Paragraph 1, as read with the Table, shall not apply to fish regulated by [Council Regulation \(EEC\) No 2136/89](#) laying down common marketing standards for preserved sardines and trade descriptions for preserved sardines and sardine-type products⁽¹²⁾ (as amended by [Commission Regulation \(EC\) No. 1181/2003](#)⁽¹³⁾ and [Commission Regulation \(EC\) No. 1345/2008](#)⁽¹⁴⁾) or [Council Regulation \(EEC\) No. 1536/92](#) laying down common marketing standards for preserved tuna and bonito⁽¹⁵⁾.

<i>Column 1</i>	<i>Column 2</i>
<i>Commercial designation</i>	<i>Species of fish</i>
Sea Fish	
African sole	<i>Solea senegalensis</i>
Alaska plaice	<i>Pleuronectes quadrituberculatus</i>
Alaska pollack <i>or</i> Alaska pollock <i>or</i> Pacific pollack <i>or</i> Pacific pollock	<i>Theragra chalcogramma</i>
Alaska pollock – see entry for Alaska Pollack <i>or</i> Alaska pollock <i>or</i> Pacific pollack <i>or</i> Pacific pollock	
Albacore tuna - see entry for Tuna <i>or</i> Tunny	
Amberjack – see entry for Horse Mackerel <i>or</i> Jack <i>or</i> Scad <i>or</i> Trevally	
American plaice	<i>Hippoglossoides platessoides</i>
Anchovy	All species of the family <i>Engraulidae</i>
Angler(fish) <i>or</i> Monk(fish)	<i>Lophiodes caulinaris</i> <i>Lophius americanus</i> <i>Lophius budegassa</i> <i>Lophius piscatorius</i>
Argentine	All species of the family <i>Argentinidae</i>

⁽¹²⁾ O.J. No. L 212, 22.7.1989, p.79.

⁽¹³⁾ O.J. No. L 165, 3.7.2003, p.17.

⁽¹⁴⁾ O.J. No. L 348, 24.12.2008, p.76.

⁽¹⁵⁾ O.J. No. L.163, 17.6.1992, p.1.

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<i>Column 1</i>	<i>Column 2</i>
<i>Commercial designation</i>	<i>Species of fish</i>
Arrowtooth flounder	<i>Atheresthes stomias</i>
Barracuda	All species of <i>Sphyraena</i>
Barramundi	<i>Lates calcarifer</i>
Basking shark – see entry for Shark	
Bass <i>or</i> Sea bass	<i>Dicentrarchus labrax</i>
Bib <i>or</i> Pout <i>or</i> Pouting <i>or</i> Pout whiting	<i>Trisopterus luscus</i>
Bigeye	All species of <i>Priacanthus</i>
Bigeye tuna – see entry for Tuna <i>or</i> Tunny	
Black bream <i>or</i> Black seabream	<i>Spondyliosoma cantharus</i>
Black halibut <i>or</i> Greenland halibut <i>or</i> Mock halibut	<i>Reinhardtius hippoglossoides</i>
Black oreo – see entry for Oreo	
Black sabre – see entry for Cutlassfish <i>or</i> Ribbonfish <i>or</i> Scabbard fish	
Black scabbard fish – see entry for Cutlassfish <i>or</i> Ribbonfish <i>or</i> Scabbard fish	
Black scorpionfish <i>or</i> Racasse	<i>Scorpaena porcus</i>
Black seabream – see entry for Black bream <i>or</i> Black seabream	
Blacktip shark – see entry for Shark	
Blue cod	<i>Parapercis colias</i>
Bluefin tuna – see entry for Tuna <i>or</i> Tunny	
Bluefish <i>or</i> Tailor	<i>Pomatomus saltatrix</i>
Blue ling	<i>Molva dypterygia</i>
Blue shark – see entry for Shark	
Blue whiting	<i>Micromesistius poutassou</i>
Bogue	<i>Boops boops</i>
Bombay duck	<i>Harpadon nehereus</i>
Bonito	All species of <i>Auxis</i> All species of <i>Euthynnus</i> , with the exception of <i>Euthynnus (Katsuwonus) pelamis</i> All species of <i>Sarda</i>

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<i>Column 1</i>	<i>Column 2</i>
<i>Commercial designation</i>	<i>Species of fish</i>
The following commercial designations may also be used in relation to fish of the species listed against them in Column 2:	
Bullet tuna <i>or</i> Melva	<i>Auxis rochei</i>
Brill	<i>Scophthalmus rhombus</i>
Brisling Note also entries for Sild, Sprat and Whitebait	<i>Sprattus sprattus</i> when canned
Bullet tuna – see entry for Bonito	
Butterfish <i>or</i> Pomfret	All species of <i>Brama</i> All species of <i>Pampus</i> All species of <i>Stromateus</i>
Butter sole	<i>Isopsetta isolepis</i>
Californian sole	<i>Parophrys vetulus</i>
Cape angler(fish) <i>or</i> Cape monk(fish)	<i>Lophius vomerinus</i>
Cape hake – see entry for Hake	
Cape monk(fish) – see entry for Cape angler(fish) <i>or</i> Cape monk(fish)	
Catfish <i>or</i> Rockfish <i>or</i> Wolffish	All species of <i>Anarhichas</i>
Chilean hoki	<i>Macruronus magellanicus</i>
Coalfish <i>or</i> Coley <i>or</i> Saithe	<i>Pollachius virens</i>
Cobia	<i>Rachycentron canadum</i>
Cod	<i>Gadus macrocephalus</i> <i>Gadus morhua</i> <i>Gadus ogac</i>
The following commercial designations may also be used in relation to fish of the species listed against them in Column 2:	
Codling	<i>Gadus morhua</i>
Greenland cod	<i>Gadus ogac</i>
Pacific cod	<i>Gadus macrocephalus</i>
Codling – see entry for Cod	
Coley – see entry for Coalfish <i>or</i> Coley <i>or</i> Saithe	
Conger	All species of <i>Conger</i>

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<i>Column 1</i>	<i>Column 2</i>
<i>Commercial designation</i>	<i>Species of fish</i>
Croaker <i>or</i> Drum <i>or</i> Jewfish The following commercial designations may also be used in relation to fish of the species listed against them in Column 2: Meagre Mulloway <i>or</i> Southern meagre	All species of the family <i>Sciaenidae</i> <i>Argyrosomus regius</i> <i>Argyrosomus hololepidotus</i>
Cutlassfish <i>or</i> Ribbonfish <i>or</i> Scabbard fish The following commercial designations may also be used in relation to fish of the species listed against them in Column 2: Black sabre <i>or</i> Black scabbard fish Sabre <i>or</i> Sabre fish <i>or</i> Silver sabre	All species of family <i>Trichiuridae</i> <i>Aphanopus carbo</i> <i>Lepidopus caudatus</i>
Dab	<i>Limanda limanda</i>
Doctor fish <i>or</i> Surgeon fish <i>or</i> Tang	All species of the family <i>Acanthuridae</i>
Dogfish <i>or</i> Flake <i>or</i> Huss <i>or</i> Rigg <i>or</i> Rock eel <i>or</i> Rock salmon	All species of <i>Galeorhinus</i> All species of <i>Mustelus</i> All species of <i>Scyliorhinus</i> <i>Galeus melastomus</i> <i>Squalus acanthias</i>
Dory <i>or</i> John Dory <i>or</i> St Peter's fish	<i>Zeus faber</i>
Dover sole <i>or</i> Sole	<i>Solea solea</i>
Drum – see entry for Croaker <i>or</i> Drum <i>or</i> Jewfish	
Eel	All species of <i>Anguilla</i>
Emperor	All species of <i>Lethrinus</i>
Escolar <i>or</i> Snake mackerel	All species of the family <i>Gempylidae</i>
Flake – see entry for Dogfish <i>or</i> Flake <i>or</i> Huss <i>or</i> Rigg <i>or</i> Rock eel <i>or</i> Rock salmon	
Flathead	All species of the family <i>Platycephalidae</i>
Flathead sole	<i>Hippoglossoides elassodon</i>
Flounder	<i>Platichthys flesus</i>
Flying fish	All species of the family <i>Exocoetidae</i>
Garfish <i>or</i> Needlefish	All seafish species of the family <i>Belonidae</i>
Goatfish <i>or</i> Red mullet	All species of the family <i>Mullidae</i>

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<i>Column 1</i>	<i>Column 2</i>
<i>Commercial designation</i>	<i>Species of fish</i>
Greenland cod – see entry for Cod	
Greenland halibut – see entry for Black halibut <i>or</i> Greenland halibut <i>or</i> Mock halibut	
Greenling	<i>Ophiodon elongatus</i>
Grey mullet	All species of the family <i>Mugilidae</i>
Grouper	All species of <i>Epinephelus</i> All species of <i>Mycteroperca</i>
Gurnard	All species of the family <i>Triglidae</i> <i>Peristedion cataphractum</i>
Haddock	<i>Melanogrammus aeglefinus</i>
Hake The following commercial designation may also be used in relation to fish of the species listed against it in Column 2: Cape hake	All species of <i>Merluccius</i> <i>Merluccius capensis</i> <i>Merluccius paradoxus</i>
Halfbeak	All species of the family <i>Hemiramphidae</i>
Halibut	<i>Hippoglossus hippoglossus</i> <i>Hippoglossus stenolepis</i>
Herring Note also entries for Sild and Whitebait	<i>Clupea harengus</i>
Hilsa	<i>Tenualosa ilisha</i>
Hoki	<i>Macruronus novaezelandiae</i>
Horse mackerel <i>or</i> Jack <i>or</i> Scad <i>or</i> Trevally The following commercial designations may also be used in relation to fish of the species listed against them in Column 2: Amberjack <i>or</i> Yellowtail	All species of <i>Caranx</i> All species of <i>Decapterus</i> All species of <i>Hemicaranx</i> All species of <i>Seriola</i> All species of <i>Trachurus</i> <i>Seriola lalandi</i>
Huss – see entry for Dogfish <i>or</i> Flake <i>or</i> Huss <i>or</i> Rigg <i>or</i> Rock eel <i>or</i> Rock salmon	

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<i>Column 1</i>	<i>Column 2</i>
<i>Commercial designation</i>	<i>Species of fish</i>
Icefish or Toothfish	<i>Dissostichus eleginoides</i> <i>Dissostichus mawsoni</i>
Indian halibut	<i>Psettodes erumei</i>
Indian mackerel	All species of <i>Rastrelliger</i>
Jack – see entry for Horse mackerel or Jack or Scad or Trevally	
Japanese sea bass	<i>Lateolabrax japonicus</i>
Jewfish – see entry for Croaker or Drum or Jewfish	
Jobfish – see entry for Snapper	
John Dory – see entry for Dory or John Dory or St Peter’s fish	
Kingfish or Spanish mackerel The following commercial designations may also be used in relation to fish of the species listed against them in column 2: King mackerel Pacific sierra or Sierra mackerel	All species of <i>Scomberomorus</i> <i>Scomberomorus cavalla</i> <i>Scomberomorus sierra</i>
Kingklip	<i>Genypterus capensis</i>
King mackerel – see entry for Kingfish or Spanish mackerel	
Ladyfish	All species of the family <i>Elopidae</i>
Leatherjacket or Unicorn fish	<i>Aluterus monoceros</i>
Leerfish	<i>Lichia amia</i>
Lemon sole	<i>Microstomus kitt</i>
Ling	All species of <i>Molva</i> except <i>Molva dypterygia</i>
Longfin codling	<i>Laemonema longipes</i>
Long-finned sole or Rex sole	<i>Glyptocephalus zachirus</i>
Lumpfish or Lumpsucker	<i>Cyclopterus lumpus</i>
Lumpsucker – see entry for Lumpfish or Lumpsucker	
Lythe or Pollack or Pollock	<i>Pollachius pollachius</i>
Mackerel	All species of <i>Scomber</i>
Mahi Mahi	<i>Coryphaena hippurus</i>
Marlin	All species of <i>Makaira</i>

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<i>Column 1</i>	<i>Column 2</i>
<i>Commercial designation</i>	<i>Species of fish</i>
Meagre – see entry for Croaker <i>or</i> Drum <i>or</i> Jewfish	
Megrim	All species of <i>Lepidorhombus</i>
Melva – see entry for Bonito	
Milkfish	<i>Chanos chanos</i>
Mock halibut – see entry for Black halibut <i>or</i> Greenland halibut <i>or</i> Mock halibut	
Monk(fish) – see entry for Angler (fish) <i>or</i> Monk(fish)	
Moonfish <i>or</i> Opah	All species of <i>Lampris</i>
Mulloway – see entry for Croaker <i>or</i> Drum <i>or</i> Jewfish	
Needlefish – see entry for Garfish <i>or</i> Needlefish	
Northern rock sole	<i>Lepidopsetta polyxystra</i>
Ocean perch <i>or</i> Redfish <i>or</i> Rose fish	All species of <i>Helicolenus</i> All species of <i>Sebastes</i>
Opah – see entry for Moonfish <i>or</i> Opah	
Orange roughy	<i>Hoplostethus atlanticus</i>
Oreo	<i>Allocyttus niger</i> <i>Pseudocyttus maculatus</i>
The following commercial designations may also be used in relation to fish of the species listed against them in Column 2:	
Black oreo	<i>Allocyttus niger</i>
Smooth oreo	<i>Pseudocyttus maculatus</i>
Oriental bluefin tuna - see entry for Tuna <i>or</i> Tunny	
Pacific angler(fish) <i>or</i> Pacific monk(fish)	<i>Lophius litulon</i>
Pacific bluefin tuna – see entry for Tuna <i>or</i> Tunny	
Pacific cod - see entry for Cod	
Pacific monk(fish) – see entry for Pacific angler(fish) <i>or</i> Pacific monk(fish)	

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<i>Column 1</i>	<i>Column 2</i>
<i>Commercial designation</i>	<i>Species of fish</i>
Pacific pilchard	<i>Sardinops sagax</i> that has been caught in the Pacific Ocean
Pacific pollack – see entry for Alaska pollack <i>or</i> Alaska pollock <i>or</i> Pacific pollack <i>or</i> Pacific pollock	
Pacific pollock – see entry for Alaska pollack <i>or</i> Alaska pollock <i>or</i> Pacific pollack <i>or</i> Pacific pollock	
Pacific sand dab	<i>Citharichthys sordidus</i>
Pacific sierra – see entry for Kingfish <i>or</i> Spanish mackerel	
Pacific sole	<i>Microstomus pacificus</i>
Parrotfish	All species of the family <i>Scaridae</i>
Patagonian icefish	<i>Patagonotothen ramsayi</i>
Peruvian moonfish	<i>Selene peruviana</i>
Petrale sole	<i>Eopsetta jordani</i>
Picarel	<i>Spicara smaris</i>
Pilchard Note also entry for Sardine	<i>Sardina pilchardus</i>
Plaice	<i>Pleuronectes platessa</i>
Pollack – see entry for Lythe <i>or</i> Pollack <i>or</i> Pollock	
Pollock – see entry for Lythe <i>or</i> Pollack <i>or</i> Pollock	
Pomfret – see entry for Butterfish <i>or</i> Pomfret	
Ponyfish <i>or</i> Thirali	All species of the family <i>Leiognathidae</i>
Poor cod	<i>Trisopterus minutus</i>
Porbeagle – see entry for Shark	
Porgy <i>or</i> Sea bream	All species of the family <i>Sparidae</i> except <i>Boops boops</i>
Pout – see entry for Bib <i>or</i> Pout <i>or</i> Pouting <i>or</i> Pout whiting	
Pouting – see entry for Bib <i>or</i> Pout <i>or</i> Pouting <i>or</i> Pout whiting	
Pout whiting – see entry for Bib <i>or</i> Pout <i>or</i> Pouting <i>or</i> Pout whiting	

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<i>Column 1</i>	<i>Column 2</i>
<i>Commercial designation</i>	<i>Species of fish</i>
Rabbitfish	All species of the family <i>Siganidae</i>
Racasse – see entry for Black scorpionfish <i>or</i> Racasse	
Rainbow runner	<i>Elagatis bipinnulata</i>
Ray <i>or</i> Skate The following commercial designation may also be used in relation to fish listed against it in Column 2: Roker	All species of the family <i>Rajidae</i> <i>Raja clavata</i>
Red cod	<i>Pseudophycis bachus</i>
Redfish – see entry for Ocean perch <i>or</i> Redfish <i>or</i> Rose fish	
Red mullet – see entry for Goatfish <i>or</i> Red mullet	
Rex sole – see entry for Long-finned sole <i>or</i> Rex sole	
Ribbonfish – see entry for Cutlassfish <i>or</i> Ribbonfish <i>or</i> Scabbard fish	
Rigg –see entry for Dogfish <i>or</i> Flake <i>or</i> Huss <i>or</i> Rigg <i>or</i> Rock eel <i>or</i> Rock salmon	
Rock eel –see entry for Dogfish <i>or</i> Flake <i>or</i> Huss <i>or</i> Rigg <i>or</i> Rock eel <i>or</i> Rock salmon	
Rockfish – see entry for Catfish <i>or</i> Rockfish <i>or</i> Wolffish	
Rock salmon – see entry for Dogfish <i>or</i> Flake <i>or</i> Huss <i>or</i> Rigg <i>or</i> Rock eel <i>or</i> Rock salmon	
Rock sole	<i>Lepidopsetta bilineata</i>
Roker – see entry for Ray <i>or</i> Skate	
Rose fish – see entry for Ocean perch <i>or</i> Redfish <i>or</i> Rose fish	
Sablefish	<i>Anoplopoma fimbria</i>
Sabre - see entry for Cutlassfish <i>or</i> Ribbonfish <i>or</i> Scabbard fish	
Sabre fish – see entry for Cutlassfish <i>or</i> Ribbonfish <i>or</i> Scabbard fish	
Saffron cod	<i>Eleginus gracilis</i>

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<i>Commercial designation</i>	<i>Species of fish</i>
Sailfish	All species of <i>Istiophorus</i>
St Peter's fish – see entry for Dory or John Dory or St Peter's fish	
Saithe – see entry for Coalfish or Coley or Saithe	
Sandbar shark – see entry for Shark	
Sand smelt or Silverside	All species of the family <i>Atherinidae</i>
Sardine Note also entry for Pilchard	Small <i>Sardina pilchardus</i>
Sardinella	All species of <i>Sardinella</i>
Scabbard fish – see entry for Cutlassfish or Ribbonfish or Scabbard fish	
Scad – see entry for Horse mackerel or Jack or Scad or Trevally	
Sea bass – see entry for Bass or Sea bass	
Sea bream – see entry for Porgy or Sea bream	
Sea catfish	All species of the family <i>Ariidae</i>
Shark	<i>Carcharhinus falciformis</i> <i>Carcharhinus limbatus</i> <i>Carcharhinus plumbeus</i> <i>Cetorhinus maximus</i> <i>Isurus oxyrinchus</i> <i>Lamna nasus</i> <i>Prionace glauca</i> <i>Rhincodon typus</i>
The following commercial designations may also be used in relation to fish of the species listed against them in Column 2:	
Basking shark	<i>Cetorhinus maximus</i>
Blacktip shark	<i>Carcharhinus limbatus</i>
Blue shark	<i>Prionace glauca</i>
Porbeagle	<i>Lamna nasus</i>
Sandbar shark	<i>Carcharhinus plumbeus</i>
Shortfin mako or Shortfin mako shark	<i>Isurus oxyrinchus</i>

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<i>Commercial designation</i>	<i>Species of fish</i>
Silky shark	<i>Carcharhinus falciformis</i>
Whale shark	<i>Rhincodon typus</i>
Shortfin mako – see entry for Shark	
Shortfin mako shark – see entry for Shark	
Sierra mackerel – see entry for Kingfish or Spanish mackerel	
Sild	Small <i>Clupea harengus</i> , when canned Small <i>Sprattus sprattus</i> , when canned
Note also entries for Brisling, Herring, Sprat and Whitebait	
Silky shark – see entry for Shark	
Sillago	All species of the family <i>Sillaginidae</i>
Silver sabre – see entry for Cutlassfish or Ribbonfish or Scabbard fish	
Silverside – see entry for Sand smelt or Silverside	
Skate – see entry for Ray or Skate	
Skipjack tuna or Tuna	<i>Euthynnus (Katsuwonus) pelamis</i>
Note also entry for Tuna or Tunny	
Small sandeel	<i>Ammodytes tobianus</i>
Smelt or Sparling	All species of <i>Osmerus</i>
Smooth oreo – see entry for Oreo or Smooth oreo	
Snake mackerel – see entry for Escolar or Snake mackerel	
Snapper	All species of the family <i>Lutjanidae</i>
The following commercial designation may also be used in relation to fish of the species listed against it in Column 2:	
Jobfish	All species of <i>Aphareus</i> All species of <i>Aprion</i> All species of <i>Pristipomoides</i>
Snook	All species of <i>Centropomus</i>
Soldier fish or Squirrel fish	All species of the family <i>Holocentridae</i>
Sole – see entry for Dover sole or Sole	

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<i>Column 1</i>	<i>Column 2</i>
<i>Commercial designation</i>	<i>Species of fish</i>
South Atlantic pilchard	<i>Sardinops sagax</i> that has been caught in the South Atlantic Ocean
Southern blue whiting	<i>Micromesistius australis</i>
Southern bluefin tuna – see entry for Tuna <i>or</i> Tunny	
Southern meagre – see entry for Croaker <i>or</i> Drum <i>or</i> Jewfish	
Southern rock bass	<i>Paralabrax callaensis</i>
Spadefish	All species of the family <i>Ephippidae</i>
Spanish mackerel – see entry for Kingfish <i>or</i> Spanish mackerel	
Sparling – see entry for Smelt <i>or</i> Sparling	
Speckled flounder	<i>Paralichthys woolmani</i>
Spottail spiny turbot <i>or</i> Spottail turbot	<i>Psettodes belcheri</i>
Spottail turbot – see entry for Spottail spiny turbot <i>or</i> Spottail turbot	
Spotted sea bass	<i>Dicentrarchus punctatus</i>
Sprat Note also entries for Brisling, Sild and Whitebait	<i>Sprattus sprattus</i> , except when canned
Squirrel fish – see entry for Soldier fish <i>or</i> Squirrel fish	
Stargazer	All species of the family <i>Uranoscopidae</i>
Striped bass	<i>Morone saxatilis</i>
Surgeon fish – see entry for Doctor fish <i>or</i> Surgeon fish <i>or</i> Tang	
Swordfish	<i>Xiphias gladius</i>
Tailor – see entry for Bluefish <i>or</i> Tailor	
Tang – see entry for Doctor fish <i>or</i> Surgeon fish <i>or</i> Tang	
Tarpon	All species of the family <i>Megalopidae</i>
Thirali – see entry for Ponyfish <i>or</i> Thirali	
Threadfin	<i>Polynemus tetradactylum</i>
Threadfin bream	All species of <i>Nemipterus</i>
Toothfish – see entry for Icefish <i>or</i> Toothfish	

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<i>Commercial designation</i>	<i>Species of fish</i>
Torbay sole <i>or</i> Witch	<i>Glyptocephalus cynoglossus</i>
Torpedo sand perch	<i>Diplectrum maximum</i>
Trevally – see entry for Horse mackerel <i>or</i> Jack <i>or</i> Scad <i>or</i> Trevally	
Tuna <i>or</i> Tunny The following commercial designations may also be used in relation to fish of the species listed against them in Column 2: Albacore tuna Bigeye tuna Bluefin tuna Oriental bluefin tuna <i>or</i> Pacific bluefin tuna Southern bluefin tuna Yellowfin tuna Note also entry for Skipjack tuna <i>or</i> Tuna	All species of <i>Thunnus</i> <i>Thunnus alalunga</i> <i>Thunnus obesus</i> <i>Thunnus thynnus</i> <i>Thunnus orientalis</i> <i>Thunnus maccoyii</i> <i>Thunnus albacares</i>
Tunny – see entry for Tuna <i>or</i> Tunny	
Turbot	<i>Psetta maxima</i>
Unicorn fish – see entry for Leatherjacket <i>or</i> Unicorn fish	
Wahoo	<i>Acanthocybium solandri</i>
Weever	All species of the family <i>Trachinidae</i>
Whale shark – see entry for Shark	
Whitebait Note also entries for Brisling, Herring, Sild and Sprat	Small <i>Clupea harengus</i> Small <i>Sprattus sprattus</i> (except when canned)
White hake	<i>Urophycis tenuis</i>
Whiting	<i>Merlangius merlangus</i>
Winter flounder	<i>Pseudopleuronectes americanus</i>
Witch – see entry for Torbay sole <i>or</i> Witch	
Wolffish – see entry for Catfish <i>or</i> Rockfish <i>or</i> Wolffish	
Wolf herring	<i>Chirocentrus dorab</i>

18

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<i>Column 1</i>	<i>Column 2</i>
<i>Commercial designation</i>	<i>Species of fish</i>
The following commercial designations may also be used in relation to fish of the species listed against them in Column 2:	
Banspata	<i>Danio devario</i>
Barbel	<i>Barbus barbus</i>
Bata	<i>Labeo bata</i>
Chelapata	<i>Salmostoma bacaila</i>
Freshwater bream	<i>Abramis brama</i>
Ghania	<i>Labeo gonius</i>
Kalibous	<i>Labeo calbasu</i>
Mowrala	<i>Amblypharyngodon mola</i>
Punti	<i>Puntius sarana</i>
Roach	<i>Rutilus rutilus</i>
Rohu or Ruhi	<i>Labeo rohita</i>
Tench	<i>Tinca tinca</i>
Catfish	All species of the family <i>Bagridae</i> All species of the family <i>Clariidae</i> All species of the family <i>Ictaluridae</i> All species of the family <i>Pimelodidae</i> All species of the family <i>Siluridae</i>
The following commercial designations may also be used in relation to fish of the species listed against them in Column 2:	
American catfish or Channel catfish	All species of the family <i>Ictaluridae</i>
Ayre	<i>Sperata aor</i>
Boal	<i>Wallago attu</i>
Buzuri	<i>Mystus tengara</i>
Gulsha	<i>Mystus bleekeri</i>
Magur	<i>Clarias batrachus</i>
Pabda	<i>Ompok pabda</i>
Tengra	<i>Mystus vittatus</i>
Channel catfish – see entry for Catfish	
Chapila	<i>Gudusia chapra</i>
Char	All species of <i>Salvelinus</i>

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<i>Commercial designation</i>	<i>Species of fish</i>
Chelapata – see entry for Carp	
Cherry salmon – see entry for Pacific salmon	
Chinook salmon – see entry for Pacific salmon	
Chum salmon – see entry for Pacific salmon	
Coho salmon – see entry for Pacific salmon	
Cut-throat trout – see entry for Trout	
Dry star baim <i>or</i> Largebaim <i>or</i> Patabaim	All species of the family <i>Mastacembelidae</i>
Freshwater bream – see entry for Carp	
Ghania – see entry for Carp	
Gulsha – see entry for Catfish	
Kakila	<i>Xenentodon cancila</i>
Kalibous – see entry for Carp	
Keski	<i>Corica soborna</i>
Keta salmon – see entry for Pacific salmon	
Khalisha	<i>Colisa fasciatus</i>
King salmon – see entry for Pacific salmon	
Koi	<i>Anabas testudineus</i>
Largebaim – see entry for Dry star baim <i>or</i> Largebaim <i>or</i> Patabaim	
Magur – see entry for Catfish	
Medium red salmon – see entry for Pacific salmon	
Meni	<i>Nandus nandus</i>
Mowrala – see entry for Carp	
Nile perch	<i>Lates niloticus</i>
Northern pike <i>or</i> Pike	<i>Esox lucius</i>
Pabda – see entry for Catfish	
Pacific salmon	<i>Oncorhynchus gorboscha</i> * <i>Oncorhynchus keta</i> *

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<i>Commercial designation</i>	<i>Species of fish</i>
	<i>Oncorhynchus kisutch</i> * <i>Oncorhynchus masou masou</i> * <i>Oncorhynchus nerka</i> * <i>Oncorhynchus tshawytscha</i> *
The following commercial designations may also be used in relation to fish of the species listed against them in Column 2:	
Cherry salmon	<i>Oncorhynchus masou masou</i> *
Chinook salmon <i>or</i> King salmon <i>or</i> Spring salmon	<i>Oncorhynchus tshawytscha</i> *
Chum salmon <i>or</i> Keta salmon	<i>Oncorhynchus keta</i> *
Coho salmon <i>or</i> Medium red salmon <i>or</i> Silver Salmon	<i>Oncorhynchus kisutch</i> *
Pink salmon	<i>Oncorhynchus gorbuscha</i> *
Red salmon <i>or</i> Sockeye salmon	<i>Oncorhynchus nerka</i> *
Pacu	<i>Piaractus mesopotamicus</i>
Panga(s) – see entry for Basa <i>or</i> Panga(s) <i>or</i> Pangasius <i>or</i> River cobbler <i>or</i> any of these together with the additional word ‘catfish’	
Panga(s) catfish – see entry for Basa <i>or</i> Panga(s) <i>or</i> Pangasius <i>or</i> River cobbler <i>or</i> any of these together with the additional word ‘catfish’	
Pangasius – see entry for Basa <i>or</i> Panga(s) <i>or</i> Pangasius <i>or</i> River cobbler <i>or</i> any of these together with the additional word ‘catfish’	
Pangasius catfish – see entry for Basa <i>or</i> Panga(s) <i>or</i> Pangasius <i>or</i> River cobbler <i>or</i> any of these with the additional word ‘catfish’	
Patabaim – see entry for Dry star baim <i>or</i> Largebaim <i>or</i> Patabaim	
Pike – see entry for Northern pike <i>or</i> Pike	
Pike-Perch <i>or</i> Zander	<i>Stizostedion lucioperca</i>
Pink salmon – see entry for Pacific salmon	

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<i>Commercial designation</i>	<i>Species of fish</i>
Pollan – see entry for Arctic cisco <i>or</i> Pollan	
Punti – see entry for Carp	
Queen fish	<i>Botia dario</i>
Rainbow trout – see entry for Trout	
Red salmon – see entry for Pacific salmon	
River cobbler – see entry for Basa <i>or</i> Panga(s) <i>or</i> Pangasius <i>or</i> River cobbler <i>or</i> any of these together with the additional word ‘catfish’	
River cobbler catfish – see entry for Basa <i>or</i> Panga(s) <i>or</i> Pangasius <i>or</i> River cobbler <i>or</i> any of these together with the additional word ‘catfish’	
Roach – see entry for Carp	
Rohu – see entry for Carp	
Royal basa – see entry for Basa <i>or</i> Panga(s) <i>or</i> Pangasius <i>or</i> River cobbler <i>or</i> any of these together with the additional word ‘catfish’	
Ruhi – see entry for Carp	
Salmon – see entry for Atlantic salmon <i>or</i> Salmon	
Salmon trout <i>or</i> Sea trout Note also entry for Trout.	<i>Salmo trutta trutta</i> which has spent part of its life in sea water
Sea trout – see entry for Salmon trout <i>or</i> Sea Trout	
Shol	<i>Channa striata</i>
Silver salmon – see entry for Pacific salmon	
Snakehead	All species of the family <i>Channidae</i>
Sockeye salmon – see entry for Pacific salmon	
Spring salmon – see entry for Pacific salmon	
Steelhead trout – see entry for Trout	
Taki	<i>Channa punctata</i>

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<i>Commercial designation</i>	<i>Species of fish</i>
Tambaqui – see entry for Cachama <i>or</i> Tambaqui	
Tench – see entry for Carp	
Tengra – see entry for Catfish	
Tilapia	All species of <i>Oreochromis</i> All species of <i>Tilapia</i>
Trout	<i>Oncorhynchus clarki clarki</i> <i>Oncorhynchus mykiss</i> <i>Salmo trutta</i> which has spent all of its life in fresh water
The following commercial designations may also be used in relation to fish of the species listed against them in Column 2:	
Brown trout	<i>Salmo trutta trutta</i> which has spent all of its life in fresh water
Cut-throat trout	<i>Oncorhynchus clarki clarki</i>
Rainbow trout <i>or</i> Steelhead trout	<i>Oncorhynchus mykiss</i>
Note also entry for Salmon trout <i>or</i> Sea Trout	
Vendace	<i>Coregonus albula</i>
Zander – see entry for Pike – Perch <i>or</i> Zander	
Shellfish	
Abalone <i>or</i> Ormer	All species of <i>Haliotis</i>
Amande clam <i>or</i> Dog cockle	<i>Glycymeris glycymeris</i>
Ark clam <i>or</i> Arkshell	All species of the family <i>Arcidae</i>
Arkshell – see entry for Ark clam <i>or</i> Arkshell	
Arrow squid	<i>Nototodarus gouldi</i> <i>Nototodarus sloani</i>
Atlantic scallop – see entry for Common Scallop <i>or</i> Scallop	
Brown shrimp <i>or</i> Shrimp	All species of <i>Crangon</i>
Note also entries for Pink shrimp <i>or</i> Shrimp, Prawn <i>or</i> Shrimp and Shrimp	
Clam <i>or</i> Hard shell clam	<i>Mercenaria mercenaria</i> <i>Venus verrucosa</i>

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<i>Commercial designation</i>	<i>Species of fish</i>
Clam <i>or</i> Razor clam <i>or</i> Razor shell	All species of <i>Ensis</i> and <i>Solen</i>
Cockle	All species of <i>Cerastoderma</i>
Common scallop <i>or</i> Scallop The following commercial designations may also be used in relation to fish of the species listed against them in Column 2: Atlantic scallop King scallop Queen <i>or</i> Queen scallop	All species of the family <i>Pectinidae</i> <i>Placopecten magellanicus</i> <i>Pecten maximus</i> <i>Chlamys (Aequipecten) opercularis</i>
Crab	All species of the order <i>Brachyura</i> All species of the family <i>Lithodidae</i>
Crawfish <i>or</i> Rock lobster <i>or</i> Spiny lobster	All species of <i>Jasus</i> All species of <i>Palinurus</i> All species of <i>Panulirus</i>
Crayfish	All species of the family <i>Astacidae</i> All species of the family <i>Austroastacidae</i> All species of the family <i>Cambaridae</i> All species of the family <i>Parastacidae</i>
Cuttlefish	All species of <i>Sepia</i> <i>Rossia macrosoma</i>
Dog cockle – see entry for Amande clam <i>or</i> Dog cockle	
Dublin bay prawn <i>or</i> Langoustine <i>or</i> Norway lobster <i>or</i> Scampi	<i>Nephrops norvegicus</i>
Gaper <i>or</i> Soft shell clam	All species of <i>Mya</i>
Geoduck <i>or</i> Geoduck clam	<i>Panopea abrupta</i>
Geoduck clam – see entry for Geoduck <i>or</i> Geoduck clam	
Grooved carpet shell <i>or</i> Native clam <i>or</i> Palourde	<i>Ruditapes decussatus</i> <i>Tapes decussatus</i> <i>Venerupis decussa</i>
Hard shell clam – see entry for Clam <i>or</i> Hard shell clam	
Indian Ocean lobster <i>or</i> Whip lobster	<i>Puerulus angulatus</i> <i>Puerulus carinatus</i>

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Commercial designation	Species of fish
	<i>Puerulus sewelli</i>
Japanese carpet shell <i>or</i> Manila clam	<i>Ruditapes philippinarum</i> <i>Tapes philippinarum</i>
King prawn	All species of the family <i>Aristaeidae</i> All species of the family <i>Palaemonidae</i> All species of the family <i>Penaeidae</i> Where the count is less than 123 per kg (head on/shell on) or less than 198 per kg (head off/shell on) or less than 242 per kg (head off/shell off)
King scallop – see entry for Common scallop <i>or</i> Scallop	
Langoustine – see entry for Dublin Bay prawn <i>or</i> Langoustine <i>or</i> Norway lobster <i>or</i> Scampi	
Lobster	All species of <i>Homarus</i>
Manila clam – see entry for Japanese carpet shell <i>or</i> Manila clam	
Mantis shrimp	<i>Squilla mantis</i>
Mussel	All species of the family <i>Mytilidae</i>
Native clam – see entry for Grooved carpet shell <i>or</i> Native clam <i>or</i> Palourde	
Native oyster – see entry for Oyster	
Norway lobster – see entry for Dublin Bay prawn <i>or</i> Langoustine <i>or</i> Norway lobster <i>or</i> Scampi	
Octopus	All species of <i>Octopus</i>
Ormer – see entry for Abalone <i>or</i> Ormer	
Otter shell clam	<i>Lutraria lutraria</i>
Oyster	All species of <i>Crassostrea</i> All species of <i>Ostrea</i>
The following commercial designations may also be used in relation to fish of the species listed against them in Column 2:	
Native oyster	<i>Ostrea edulis</i>
Pacific oyster <i>or</i> Rock oyster	<i>Crassostrea gigas</i>
Portuguese oyster	<i>Crassostrea angulata</i>

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Pacific oyster – see entry for Oyster	
Pacific scampi	<i>Metanephrops andamanicus</i> <i>Metanephrops challenger</i> <i>Metanephrops thomsoni</i>
Palourde – see entry for Grooved carpet shell <i>or</i> Native clam <i>or</i> Palourde	
Pink shrimp <i>or</i> Shrimp Note also entries for Brown shrimp <i>or</i> Shrimp, Prawn <i>or</i> Shrimp and Shrimp	<i>Pandalus montagui</i>
Portuguese oyster – see entry for Oyster	
Prawn <i>or</i> Shrimp Note also entries for Brown shrimp <i>or</i> Shrimp, Pink shrimp <i>or</i> Shrimp and Shrimp	Whole fish (of a size which, when cooked, have a count of less than 397 per kg) or tails (of a size which, when peeled and cooked, have a count of less than 1,323 per kg) of — all species of the family <i>Aristaeidae</i> all species of the family <i>Palaemonidae</i> all species of the family <i>Pandalidae</i> all species of the family <i>Penaeidae</i>
Queen – see entry for Common scallop <i>or</i> Scallop	
Queen scallop – see entry for Common scallop <i>or</i> Scallop	
Razor clam – see entry for Clam <i>or</i> Razor clam <i>or</i> Razor shell	
Razor shell – see entry for Clam <i>or</i> Razor clam <i>or</i> Razor shell	
Rock lobster – see entry for Crawfish <i>or</i> Rock lobster <i>or</i> Spiny lobster	
Rock oyster – see entry for Oyster	
Scallop – see entry for Common scallop <i>or</i> Scallop	
Scampi – see entry for Dublin Bay prawn <i>or</i> Langoustine <i>or</i> Norway lobster <i>or</i> Scampi	
Sea urchin	All species of the family <i>Echinidae</i>

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

<i>Column 1</i>	<i>Column 2</i>
<i>Commercial designation</i>	<i>Species of fish</i>
Shrimp	Whole fish (of a size which, when cooked, have a count of 397 per kg or more) or tails (of a size which, when peeled and cooked, have a count of 1,323 per kg or more) of — all species of the family <i>Aristaeidae</i> all species of the family <i>Palaemonidae</i> all species of the family <i>Pandalidae</i> all species of the family <i>Penaeidae</i>
Note also entries for Brown Shrimp <i>or</i> Shrimp, Pink Shrimp <i>or</i> Shrimp and Prawn <i>or</i> Shrimp	
Slipper lobster	All species of the family <i>Scyllaridae</i>
Soft shell clam – see entry for Gaper <i>or</i> Soft shell clam	
Spiny lobster – see entry for Crawfish <i>or</i> Rock lobster <i>or</i> Spiny lobster	
Squat lobster	All species of the family <i>Galatheididae</i>
Squid	All species of <i>Illex</i> All species of <i>Loligo</i> <i>Ommastrephes sagittatus</i>
Surf clam	All species of <i>Spisula</i>
Tiger prawn	<i>Parapenaeopsis hardwickii</i> <i>Parapenaeopsis sculptilis</i> <i>Penaeus esculentus</i> <i>Penaeus japonicus</i> <i>Penaeus kerathurus</i> <i>Penaeus monodon</i> <i>Penaeus semisulcatus</i>
Whelk	All species of <i>Buccinum</i>
Whip lobster – see entry for Indian Ocean lobster <i>or</i> Whip lobster	
Winkle	All species of <i>Littorina</i>

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations, which extend to Scotland only, provide for the execution and enforcement of Title 1, Chapter 2 of Council Regulation (EC) 104/2000 as applied by Commission Regulation (EC) 2065/2001 laying down detailed rules on the application of Council Regulation (EC) 104/2000 as regards informing consumers about fishery and aquaculture products.

Title 1 of Chapter 2 of Council Regulation (EC) 104/2000 imposes requirements regarding the provision of information about the commercial designation, production method and catch area of certain fishery and aquaculture products offered for retail sale to the final consumer. It further provides for Member States to draw up and publish a list of commercial designations for at least the species listed in Annexes I to IV of the Regulation. Commission Regulation (EC) 2065/2001 describes in more detail the information to be provided to consumers and the exemptions that may be allowed. It also provides for the necessary information to be provided at each stage of the marketing process.

These Regulations:

- (a) provide an updated Schedule of the commercial designations required to be drawn up by the United Kingdom (*regulation 4 and the Schedule*) and further provide for the granting of provisional commercial designations (*regulation 8*);
- (b) make provision as to the relaxation of the requirements in certain circumstances in relation to information about the production method (*regulation 5*); in the case of direct sales of small quantities to consumers by fishermen or aquaculture producers (*regulation 6*) and with regard to the inclusion of additional information about catch area (*regulation 7*);
- (c) create offences and prescribe penalties (*regulation 3*), specify enforcement authorities (*regulation 9*) and incorporate specified provisions of the [Food Safety Act 1990](#) (*regulation 10*);
- (d) revoke the Fish Labelling (Scotland) Regulations 2003 and the Fish Labelling (Scotland) Amendment Regulations 2006 (*regulation 11*).

A full regulatory impact assessment, which includes a compliance cost assessment of the effect which these Regulations will have on business costs, has been prepared for these Regulations and placed in the Scottish Parliament Information Centre. Copies may be obtained from the Food Standards Agency (Scotland), 6th Floor, St Magnus House, 25 Guild Street, Aberdeen AB11 6NJ.