



# Sea Fish (Conservation) Act 1967

## 1967 CHAPTER 84

### *Penalties for, and other provisions as to, offences*

#### **[<sup>F1</sup>12 Offences by directors, partners, etc**

- (1) Where a relevant offence has been committed by a body corporate and it is proved that the offence—
  - (a) has been committed with the consent or connivance of a person falling within subsection (2), or
  - (b) is attributable to any neglect on the part of such a person,that person (as well as the body corporate) is guilty of that offence and liable to be proceeded against and punished accordingly.
- (2) The persons are—
  - (a) a director, manager, secretary or similar officer of the body corporate;
  - (b) any person who was purporting to act in such a capacity.
- (3) Where the affairs of a body corporate are managed by its members, subsection (1) applies in relation to the acts and defaults of a member, in connection with that management, as if the member were a director of the body corporate.
- (4) Where a relevant offence has been committed by a Scottish firm and it is proved that the offence—
  - (a) has been committed with the consent or connivance of a partner of the firm or a person purporting to act as such a partner, or
  - (b) is attributable to any neglect on the part of such a person,that person (as well as the firm) is guilty of that offence and liable to be proceeded against and punished accordingly.
- (5) In this section “relevant offence” means an offence under any provision of sections 1 to 6 of this Act.]

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**Changes to legislation:** There are currently no known outstanding effects for the Sea Fish (Conservation) Act 1967, Section 12. (See end of Document for details)

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**Textual Amendments**

- F1** S. 12 substituted (E.W.) (12.1.2010) by [Marine and Coastal Access Act 2009 \(c. 23\), ss. 200, 324\(3\)](#); [S.I. 2009/3345, art. 2, Sch. para. 8](#); and amendment extended (S.) (24.2.2011) by [Marine \(Scotland\) Act 2010 \(asp 5\), ss. 158, 168\(1\)](#) (with s. 162); [S.S.I. 2011/58, art. 2\(a\)](#)
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**Modifications etc. (not altering text)**

- C1** S. 12 extended by [Fisheries Act 1981 \(c. 29, SIF 52:1\), s. 30\(1\)\(b\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Sea Fish (Conservation) Act 1967, Section 12.