



# Fisheries Act 2020

## 2020 CHAPTER 22

### *Discard prevention charging schemes*

#### **31 Charge collectors**

- (1) A charging scheme may include provision—
  - (a) for the appointment by the Secretary of State of one or more persons (“charge collectors”) to administer the scheme;
  - (b) about the terms on which a charge collector holds office;
  - (c) conferring functions on a charge collector, including functions involving the exercise of a discretion;
  - (d) about the termination of a charge collector’s appointment.
- (2) The functions that may be conferred on a charge collector under subsection (1)(c) include functions relating to—
  - (a) the keeping, for the purposes of the scheme, of registers of chargeable persons;
  - (b) the imposition of, or monitoring of compliance with, conditions prescribed by virtue of—
    - (i) section 28(5) (conditions relating to eligibility to be registered), or
    - (ii) section 30(1)(b) (conditions relating to availability of regulatory action);
  - (c) the collection or management of payments received under the scheme;
  - (d) the keeping, disclosure or publication of accounts, records or other documents or information relating to the scheme.
- (3) The provision that may be made under subsection (1)(d) includes—
  - (a) provision imposing duties on a person who has ceased to be a charge collector;
  - (b) provision under which a person is treated as de-registered on the termination of the appointment of the charge collector who registered that person.
- (4) A charging scheme may make provision about appeals from decisions of charge collectors under the scheme.

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*Status: This is the original version (as it was originally enacted).*

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- (5) The Secretary of State may make payments to charge collectors to cover expenditure incurred in the carrying out of their functions.
- (6) Payments may be made under subsection (5) subject to any conditions the Secretary of State thinks appropriate (including conditions as to repayment).