
SCOTTISH STATUTORY INSTRUMENTS

2005 No. 286

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

Registration of fish sellers

3.—(1) A registered fish seller is authorised for the purposes of Article 9(1), insofar as that seller sells first sale fish by way of competitive bidding at a designated auction site.

(2) Any person may apply to the Scottish Ministers to be registered as a fish seller.

(3) Such an application shall be in writing, shall be made in such form and manner, shall include such information and undertakings and shall be delivered to such address as the Scottish Ministers may specify in a notice or from time to time require.

(4) On receipt of such an application the Scottish Ministers may—

- (a) register the applicant;
- (b) determine conditions to which the registration shall be subject; and
- (c) require the applicant to provide such undertakings as the Scottish Ministers consider appropriate to the application.

(5) The Scottish Ministers shall in writing—

- (a) notify applicants of the result of their applications;
- (b) notify applicants whose applications for registration have been approved of any conditions which they have determined or undertakings required under paragraph (4); and
- (c) notify applicants whose applications for registration have been approved of the registration number allocated to them for the purposes of these Regulations.

(6) The Scottish Ministers shall publish the fact that a person is a registered fish seller in such manner as they see fit.

(7) Any registered fish seller who fails to comply with any—

- (a) condition to which the registration of that seller is subject; or
- (b) undertaking provided,

is guilty of an offence.

(8) Any person who knowingly or recklessly makes a statement which is false in a material particular in an application under this regulation is guilty of an offence.

Commencement Information

II Reg. 3 in force at 20.6.2005, see [reg. 1\(2\)\(a\)](#)

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Registration of Fish Sellers and Buyers and Designation of Auction Sites (Scotland) Regulations 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Regulations revoked by [S.S.I. 2015/320 art. 31\(1\)\(d\)](#)