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SCOTTISH STATUTORY INSTRUMENTS

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**2015 No. 320**

**The Sea Fishing (EU Control Measures) (Scotland) Order 2015**

**PART 4**

**SUPPLEMENTARY PROVISIONS AND PENALTIES**

**Admissibility in evidence of logbooks and other documents**

**19.—(1)** Any—

- (a) fishing logbook kept under Article 14, or sent under Article 15, of the Control Regulation;
- (b) transhipment declaration submitted under Article 21, or sent under Article 22, of the Control Regulation;
- (c) landing declaration submitted under Article 23, or sent under Article 24, of the Control Regulation;
- (d) sales note submitted under Article 62, or sent under Article 63, of the Control Regulation;
- (e) take-over declaration submitted under Article 66, or sent under Article 67, of the Control Regulation;
- (f) transport document drawn up under Article 68 of Control Regulation; or
- (g) document containing required information received by a fisheries monitoring centre established under Article 9(7) of the Control Regulation;

is, in any proceedings for a relevant offence, to be received in evidence without being produced or sworn to by any witness and is, unless the contrary is shown, conclusive evidence as to the matters stated therein.

(2) For the purpose of paragraph (1)(g), “required information” means data relating to—

- (a) a fishing boat's identification;
- (b) a fishing boat's course and speed;
- (c) the most recent geographical position of the fishing boat expressed in degrees and minutes of longitude and latitude; and
- (d) the date and time of the fixing of that position,

as communicated via a satellite-based vessel monitoring system established under Article 9 of the Control Regulation.

**Changes to legislation:**

There are currently no known outstanding effects for the The Sea Fishing (EU Control Measures) (Scotland) Order 2015, Section 19.