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STATUTORY INSTRUMENTS

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**1997 No. 1949**

**The Sea Fishing (Enforcement of Community Conservation Measures) Order 1997**

**Offences**

3.—(1) Subject to article 15 below, where there is, in respect of—

- (a) any British fishing boat wherever it may be, or
- (b) any other fishing boat which is within British fishery limits,

a contravention of, or failure to comply with, any specified Community provision, the master, the owner and the charterer (if any) shall each be guilty of an offence.

(2) Subject to paragraph (3) below, any person who, in the United Kingdom, lands, transports, stores, sells, displays or offers for sale—

- (a) any fish in contravention of article 5 of the Council Regulation, or
- (b) any salmon (*Salmo salar*) or sea trout (*Salmo trutta*) in contravention of article 6(1) of the Council Regulation,

shall be guilty of an offence.

(3) Paragraph (2) above shall not apply to a person who lands a fish, salmon or sea trout if that person is guilty of an offence under paragraph (1) above as respects the landing of that fish, salmon or sea trout.