



Aquaculture and Fisheries (Scotland) Act 2007

2007 asp 12

PART 4

SEA FISHERIES

Fixed penalty notices

30 Restriction on proceedings and notification of procurator fiscal

- (1) Proceedings in respect of an offence to which a notice relates may not be brought against the person to whom the notice relates unless the procurator fiscal has been notified in accordance with subsection (2) or (3).
- (2) Where an intimation is made under section 29(1), the Scottish Ministers must notify the procurator fiscal; unless the notice is withdrawn under section 31.
- (3) Where—
 - (a) payment of the fixed penalty has not been made before the expiry of the period for paying, and
 - (b) no intimation has been made under section 29(1),the Scottish Ministers must notify the procurator fiscal; unless the notice is withdrawn under section 31.
- (4) In proceedings for an offence, a certificate which—
 - (a) purports to be signed by or on behalf of the Scottish Ministers, and
 - (b) states that payment of an amount specified in the certificate was or was not received by a date so specified,is sufficient evidence of the facts stated.