

NEWFOUNDLAND AND LABRADOR
REGULATION 22/08
Fish Inspection Ticket Offences Regulations
under the
Fish Inspection Act
(O.C. 2008-110)

Amended by:
48/08
84/14
77/15

NEWFOUNDLAND AND LABRADOR
REGULATION 22/08
Fish Inspection Ticket Offences Regulations
under the
Fish Inspection Act
(O.C. 2008-110)
(Filed April 23, 2008)

Under the authority of paragraph 4(1)(e.1) of the Fish Inspection Act , the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's , April 22, 2008
Gary Norris
Clerk of the Executive Council

REGULATIONS

Analysis

1. Short title
2. Definition
3. Subsequent offences
4. Ticketable offence
5. Penalty for offence

Schedule

Short title

1. These regulations may be cited as the Fish Inspection Ticket Offences Regulations .
22/08 s1
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Definition

2. In these regulations "Act" means the Fish Inspection Act .
22/08 s2
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Subsequent offences

3. With respect to those provisions referred to in the Schedule a person shall be considered to be convicted of a second, third or subsequent offence when convicted of an offence within 12 months of the date of the last conviction for the same offence under those regulations.

77/15 s1

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Ticketable offence

4. A violation of a provision of the Act or the regulations, listed in the Schedule or listed in subsection 5(2), is an offence for which a ticket may be issued under the Provincial Offences Act and regulations.

22/08 s4

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Penalty for offence

5. (1) A person who contravenes a provision of the Act or the regulations is guilty of an offence and where the complaint is laid and summons issued by means of a ticket is liable for a first offence or subsequent offence, where applicable, to a fine in the amount prescribed in the Schedule or set out in subsection 5(2).

(2) A person who contravenes subsection 6(2), section 11, subsection 35(2), 35(3) or paragraph 19(d) of the Fish Inspection Operations Regulations is guilty of an offence and where the complaint is laid and summons issued by means of a ticket is liable to a fine in the amount of \$500.

(3) Where a complaint is laid and a summons issued other than by way of a ticket, the penalties set out in the Act apply.

22/08 s5

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Schedule

Penalties

Penalty

Section and

subsection or paragraph

Regulations

Offence

A fine in the dollar amount indicated

First

offence

Second offence

Third and subsequent offence

3(4)

Fish Inspection Operations Regulations

Failure to display copy of license

100

200

500

4(3),(4),(5)

Fish Inspection Operations Regulations

Failure to adhere to agency agreement requirements

100

200

500

16

Fish Inspection Operations Regulations

Failure to mark carton or label as required

100

200

500

17

Fish Inspection Operations Regulations

Failure to mark master carton as required

100

200

500

18(b) - (f)

Fish Inspection Operations Regulations

Failure to market fish as per requirements

300

400

500

19(b),(c)

Fish Inspection Operations Regulations

Failure to adhere to requirements for the marketing of bivalve molluscs

300

400

500

20

Fish Inspection Operations Regulations

Failure to adhere to the requirements for the marketing of seals

300

400

500

21

Fish Inspection Operations Regulations

Purchasing v-notched lobsters or unbled and ungutted turbot

300

400

500

23

Fish Inspection Operations Regulations

Failure to adhere to standards for storage and transportation

300

400

500

24

Fish Inspection Operations Regulations

Failure to adhere to requirements for storage before processing

300

400

500

25

Fish Inspection Operations Regulations

Failure to adhere to requirements for the handling of fish.

300

400

500

26

Fish Inspection Operations Regulations

Failure to adhere to requirements for use of salt

300

400

500

27

Fish Inspection Operations Regulations

Using unclean ice or ice from an unapproved water source

300

400

500

28

Fish Inspection Operations Regulations

Failure to adhere to requirements respecting the washing of fish

300

400

500

29

Fish Inspection Operations Regulations

Failure to adhere to sanitation requirements while handling or processing fish

100

200

500

30

Fish Inspection Operations Regulations

Presence of domestic animals contrary to requirements

100

200

500

31

Fish Inspection Operations Regulations

Failure to adhere to cleaning equipment and material requirements

100

200

500

32

Fish Inspection Operations Regulations

Failure to adhere to protective clothing requirements

100

200

500

33

Fish Inspection Operations Regulations

Failure to adhere to pest control requirements

300

400

500

34

Fish Inspection Operations Regulations

Failure to adhere to offal disposal requirements

100

200

500

35(1)

Fish Inspection Operations Regulations

Improper disposal of effluent and waste water

100

200

500

36

Fish Inspection Operations Regulations

Failure to adhere to floor sanitation requirements

100

200

500

37

Fish Inspection Operations Regulations

Failure to adhere to requirements with respect to doors

100

200

500

38

Fish Inspection Operations Regulations

Failure to maintain sanitation facilities as required

100

200

500

39

Fish Inspection Operations Regulations

Failure to adhere to requirements for cleaning and disinfecting equipment and utensils.

300

400

500

40

Fish Inspection Operations Regulations

Unauthorized use of wooden pallets or use contrary to requirements

100

200

500

41

Fish Inspection Operations Regulations

Failure to adhere to icing and chilling requirements

300

400

500

42

Fish Inspection Operations Regulations

Failure to adhere to shellfish processing requirements

300

400

500

43(1)

Fish Inspection Operations Regulations

Storage of processed fish contrary to requirements

100

200

500

43(2)

Fish Inspection Operations Regulations

Storage of odiferous or toxic substances contrary to requirements

300

400

500

43(3)

Fish Inspection Operations Regulations

Improper storage of equipment and material in certain areas

100

200

500

44

Fish Inspection Operations Regulations

Failure to adhere to requirements for storage and handling of fish products and ingredients

300

400

500

45

Fish Inspection Operations Regulations

Failure to maintain exterior areas as required

100

200

500

47

Fish Inspection Operations Regulations

Failure to adhere to requirements for fish holds, penboards and shelving

100

200

500

48

Fish Inspection Operations Regulations

Failure to adhere to requirements for construction and maintenance of fish handling equipment

100

200

500

49

Fish Inspection Operations Regulations

Storage of fish against bulkheads contrary to requirements

300

400

500

3(1)

Fish Inspection Administrative Regulations

Person selling fish without a licence

300

400

500

3(2)

Fish Inspection Administrative Regulations

Person buying or attempting to buy fish without a licence

300

400

500

3(3)

Fish Inspection Administrative Regulations

Fish harvester processing fish without a licence

300

400

500

4.1

Fish Inspection Administrative Regulations

Fish harvester selling fish from vehicle or door-to-door

300

400

500

22/08 Sch; 84/14 s2; 77/15 s2

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