

"PERTAINING TO DISPLAY OF LICENSE TO CATCH FINFISH OR CRABS"

REGULATION 4 VAC 20-60-10 ET. SEQ.

§ 4VAC20-60-10 Purpose.

The purpose of this regulation is to provide for effective enforcement of the licensing requirements of the Code of Virginia and any regulations requiring licenses.

Statutory Authority §28.2-201 of the Code of Virginia.

Historical Notes

Derived from VR450-01-0009 §1; eff. January 22, 1980.

Amended, Virginia Register Volume 11, Issue 25, eff. August 3, 1995.

Effect of Amendment

The August 3, 1995 amendment renamed and rewrote this section which formerly addressed authority, prior regulations, and effective date.

§ 4VAC20-60-20 Display.

A. Any person required to have a license or required to license a boat or a device for the purpose of taking or catching finfish or crabs shall have such license available for inspection during fishing and shall exhibit it whenever requested by any marine patrol officer.

B. If the license be for any type of fixed device, the holder of the license shall fasten the license plate securely in an upright position to one of the offshore stakes of the device.

§ 4VAC20-60-30 Violation and penalty.

A. Failure to exhibit the license upon demand of any marine patrol officer, or failure to display the license plate as required, shall be prima facie evidence that such person is fishing without a license.

B. As set forth in §28.2-225 of the Code of Virginia, any person fishing without the required license shall be guilty of a Class 1 misdemeanor.

Statutory Authority §28.2-201 of the Code of Virginia.

Historical Notes

Derived from VR450-01-0009 §3; eff. January 22, 1980.

Amended, Virginia Register Volume 11, Issue 25, eff. August 3, 1995.

Effect of Amendment

The August 3, 1995 amendment replaced in subsection A "inspector" with "marine patrol office" and deleted reference to a misdemeanor, and added subsection B.

"PERTAINING TO THE DISPLAY OF LICENSES TO CATCH FINFISH OR CRABS"

REGULATION 450-01-0009

PREAMBLE

This regulation establishes requirements for the location and display of licenses for harvesting finfish and crabs.

This regulation is promulgated pursuant to the authority contained in §28.2-201 of the Code of Virginia. This regulation amends and re-adopts previous Regulation 450-01-0009, which was adopted January 22, 1980 and was effective January 22, 1980. The effective date of this regulation is August 1, 1995.

§1. PURPOSE:

The purpose of this regulation is to provide for effective enforcement of the licensing requirements of the Code of Virginia and any regulations requiring licenses.

§2. DISPLAY:

- A. Any person required to have a license or required to license a boat or a device for the purpose of taking or catching finfish or crabs shall have such license available for inspection during fishing and shall exhibit it whenever requested by any Marine Patrol Officer.
- B. If the license be for any type of fixed device, the holder of the license shall fasten the license plate securely, in an upright position, to one of the offshore stakes of the device.

§3. VIOLATION AND PENALTY:

- A. Failure to exhibit the license upon demand of any Marine Patrol Officer, or failure to display the license plate as required, shall be prima facie evidence that such person is fishing without a license.
- B. As set forth in §28.2-225 of the Code of Virginia, any person fishing without the required license shall be guilty of a Class 1 misdemeanor.

"PERTAINING TO THE DISPLAY OF LICENSES TO CATCH FINFISH OR CRABS"

REGULATION 450-01-0009

This is to certify that the foregoing is a true and accurate copy of the regulation passed by the Marine Resources Commission, pursuant to authority vested in the Commission by §28.2-201 of the Code of Virginia, duly advertised according to statute, and recorded in the Commission's minute book at meeting held in Newport News, Virginia on July 25, 1995.

COMMONWEALTH OF VIRGINIA
MARINE RESOURCES COMMISSION

BY: *William A. Pruitt for*

WILLIAM A. PRUITT
COMMISSIONER

Subscribed and sworn to before me this 28th day of July, 1995.

My Commission expires 12/31/96

Deborah R. McCrester
NOTARY PUBLIC