

"PERTAINING TO THE USE OF PATENT TONGS"

REGULATION 4 VAC 20-410-10 ET. SEQ.

§ 4VAC20-410-10 Purpose.

The purpose of this chapter is to conserve and protect the public oyster grounds in the James River.

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

Historical Notes

Derived from VR450-01-0054 §1; eff. April 5, 1989; amended, Virginia Register Volume 11, Issue 22, eff. July 1, 1995.

§ 4VAC20-410-20 Description of area.

This chapter shall include all of the public oyster grounds in the James River upstream of the James River bridge.

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

Historical Notes

Derived from VR450-01-0054 §2; eff. April 5, 1989; amended, Virginia Register Volume 11, Issue 22, eff. July 1, 1995.

§ 4VAC20-410-30 Violations.

It shall be unlawful for any person to use or operate patent tongs in any manner on any public oyster grounds in the James River upstream of the James River bridge.

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

Historical Notes

Derived from VR450-01-0054 §3; eff. April 5, 1989; amended, Virginia Register Volume 11, Issue 22, eff. July 1, 1995.

§ 4VAC20-410-50 Penalty.

As set forth in §28.2-903 of the Code of Virginia, any person violating any provision of this chapter shall be guilty of a Class 3 misdemeanor, and a second or subsequent violation of any provision of this chapter committed by the same person within 12 months of a prior violation is a Class 1 misdemeanor.

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

Historical Notes

Derived from VR450-01-0054 §4; eff. April 5, 1989; amended, Virginia Register Volume 11, Issue 22, eff. July 1, 1995.

"PERTAINING TO THE USE OF PATENT TONGS"

REGULATION 450-01-0054

PREAMBLE

This regulation prohibits the use of patent tongs on Public oyster grounds within the James River. This regulation is promulgated pursuant to authority contained in §28.2-201 of the Code of Virginia. This regulation amends and re-adopts previous Regulation 450-01-0054, which was adopted April 4, 1989 and effective April 5, 1989. The effective date of this regulation is July 1, 1995.

§1. PURPOSE:

The purpose of this regulation is to conserve and protect the Public oyster grounds in the James River.

§2. DESCRIPTION OF AREA:

This regulation shall include all of the Public oyster grounds in the James River upstream of the James River bridge.

§3. VIOLATIONS:

It shall be unlawful for any person to use or operate patent tongs in any manner on any Public oyster grounds in the James River upstream of the James River bridge.

§4. PENALTY:


As set forth in §28.2-903 of the Code of Virginia, any person violating any provision of this regulation shall be guilty of a Class 3 misdemeanor, and a second or subsequent violation of any provision of this regulation committed by the same person within twelve months of a prior violation is a Class 1 misdemeanor.

This is to certify that the foregoing is a true and accurate copy of a 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 the meeting held in Newport News, Virginia on June 27, 1994.

"PERTAINING TO THE USE OF PATENT TONGS"

REGULATION 450-01-0054

COMMONWEALTH OF VIRGINIA
MARINE RESOURCES COMMISSION


WILLIAM A. PRUITT
COMMISSIONER

Subscribed to before me on this 27th day of June, 1995.

My Commission expires 12/31/96.


NOTARY PUBLIC