



THE NEWFOUNDLAND AND LABRADOR GAZETTE

EXTRAORDINARY

Part II

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**NEWFOUNDLAND AND LABRADOR
REGULATION**

33/08



NEWFOUNDLAND AND LABRADOR REGULATION 33/08

Fish Inspection Operations Regulations
(Amendment)
under the
Fish Inspection Act

(Filed June 10, 2008)

Under the authority of subsection 4(2) of the *Fish Inspection Act*,
I make the following regulations.

Dated at St. John's, June 6, 2008.

Trevor Taylor
Minister of Fisheries and Aquaculture

REGULATIONS

Analysis

- | | |
|---|---|
| 1. S.8 Amdt. Notice of detention | 6. S.15.1 Added Limitation on 2J crab |
| 2. S.10 Amdt. Notice | 7. S.37 Amdt. Doors |
| 3. S.13 Rep. Notice of right of appeal | 8. S.42 Amdt. Shellfish processing re- quirements |
| 4. S.14 Amdt. Where owner unavailable | 9. Sch. R&S |
| 5. S.15 Amdt Duties of fish processor | |

NLR 76/07

1. Subsection 8(3) of the *Fish Inspection Operations Regulations* is repealed.

2. (1) Subsection 10(1) of the regulations is amended by adding immediately after the word "sections" the number and comma "7,".

(2) Subsection 10(2) is amended by striking out the comma after the word "regulations" and by striking out the words "including for the purposes of advising the owner of his or her right to appeal to the minister under section 7 of the Act in accordance with section 16 of the *Fish Inspection Administrative Regulations*".

3. Section 13 of the regulations is repealed.

4. Section 14 of the regulations is amended by striking out the word "sections" and substituting the word "section " and by striking out the word and number "and 12".

5. Paragraph 15(1)(a) of the regulations is repealed and the following substituted:

- (a) the minimum processing requirements applicable to an authorized species as set out in the Schedule or other alternative minimum processing requirements approved in writing in advance by the minister except where the minister has issued an exemption in writing; and

6. The regulations are amended by adding immediately after section 15 the following:

Limitation on 2J
crab

15.1 A person who is licensed to buy or process snow crab under the Act and the *Fish Inspection Administrative Regulations*, purchasing snow crab sourced from fish harvesters fishing in NAFO Area 2J, south of Latitude 54° 40', and landed in Newfoundland and Labrador, must transport the raw material to a licensed snow crab processing facility situate in Labrador and adjacent to NAFO Area 2J for processing, except where the minister has issued an exemption in writing.

7. Section 37 of the regulations is amended by striking out the words "an establishment" and substituting the words "a production area" and by striking out the word "establishment" where it appears for the second time and substituting the words "production area".

8. Subsection 42(1) of the regulations is amended by striking out the numeral and words "2 hour intervals" and substituting the words "the end of each shift".

9. The Schedule to the regulations is repealed and the following substituted:

Schedule

MINIMUM PROCESSING REQUIREMENTS

The following minimum processing requirements apply to all fish intended for sale outside Newfoundland and Labrador:

| Species | Minimum Processed Forms |
|---|--|
| Arctic Char, Dogfish, Salmon, Shark, Swordfish, Trout, Tuna | gutted |
| Billfish, Hagfish, Smelt | whole packaged in frozen form |
| Blackback Flounder | whole packaged |
| Capelin, Mackerel | salted and packed in a carton not to exceed 110 kilograms or whole packaged in frozen form |
| Clams, Cockle, Periwinkle, Quahog | shucked, whole packaged, or whole packaged in frozen form |
| Crab other than Snow Crab | cooked and meat extracted |
| Eel | live or whole packaged in frozen form |
| Fish Roe (all species) | salted |
| Greysole | whole packaged |

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|---|--|
| Groundfish (all species other than Monkfish, Halibut, Blackback Flounder, Greysole, Yellowtail Flounder and Turbot) | filleted or split and salted |
| Halibut | head on gutted and packaged |
| Herring | salted and packed in a carton not to exceed 110 kilograms or whole packaged in frozen form or whole fresh in bulk during the period May 1 to June 15, and November 1 to December 31. |
| Lobster | live |
| Monkfish | head on gutted with stomach tube attached and in frozen form |
| Mussels | washed, declumped, and graded |
| Scallop | shucked |
| Sea Cucumber | gutted and packaged in frozen form |
| Sea Urchin | gonads removed |
| Seal | meat, oil or pelts tanned to meet specifications for final end use |
| Shrimp | cooked and peeled |

| | |
|---------------------|--|
| Snow Crab | sectioned or whole cooked and 10% of all raw material purchases in a calendar year to be processed into one or more of the following forms: (i) individually scored "snap and eat" leg segments; (ii)cap on or cap off cocktail claws (iii) 907 gram consumer packs; (iv) meat removed from shell; or (v) other value added form as ap- proved by the minister |
| Squid | whole packaged in frozen form |
| Turbot | Head on gutted and packaged in frozen form |
| Whelk | whole frozen |
| Yellowtail Flounder | For each fish that is less than 380 grams, whole packaged in frozen form or for each fish that is 380 grams or more, filleted |

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| Title of Act and Subordinate Legislation made thereunder | CNLR or NL Reg. | Amendment | NL Gazette Extra Date & Page No. |
|---|----------------------------|---|---|
| Fish Inspection Act | | | |
| Fish Inspection Operations Regulations (Amdt) | NLR 33/08 | Amends NLR 76/07, Ss 8 & 10 Amdt. S. 13 Rep Ss 14 & 15 Amdt S.15.1 Added Ss 37 & 42 Amdt. Sch. R & S | June 10/08 p. 3 |