

“PERTAINING TO FISHING LICENSE AND PRIVILEGE REVOCATIONS”

CHAPTER 4 VAC 20-1280-10 ET SEQ.

**PREAMBLE**

This chapter establishes the penalties for any individual that violates a Commission ordered revocation of any fishing license or a Commission ordered revocation of fishing privileges within the Commonwealth’s tidal waters. This chapter is promulgated pursuant to the authority contained in § 28.2-201 of the Code of Virginia. The effective date of this chapter is May 1, 2015.

**4 VAC 20-1280-10. Purpose.**

The purpose of this chapter is to establish penalties for any individual found fishing illegally, after the Marine Resources Commission has ordered the revocation of his fishing license or his fishing privileges, or both.

**4 VAC 20-1280-20. Definition.**

The following word and term when used in this chapter shall have the following meaning unless the context indicates otherwise:

*"Fishing"* means all operations involved in (i) taking or catching marine fish, shellfish, and marine organisms; (ii) using, setting, operating or piloting any apparatus or vessel employed in killing, taking or catching marine fish, shellfish, and marine organisms; or (iii) transporting or preparing for market marine fish, shellfish, and marine organisms.

**4 VAC 20-1280-30. Unlawful fishing after fishing license has been revoked.**

It shall be unlawful for any person to participate in any fishing, at any time, during the period his fishing licenses or fishing privileges are revoked by the Marine Resources Commission.

**4 VAC 20-1280-40. Penalty.**

As set forth in §28.2-903 of the Code of Virginia, any person violating a provision of this chapter shall be guilty of a Class 3 misdemeanor. A second violation and each 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.

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This is to certify that the foregoing is a true and accurate copy of the chapter passed by the Virginia Marine Resources Commission, pursuant to authority vested in the Commission by §28.2-201 and of the Code of Virginia, duly advertised according to statute, and recorded in the Commission’s minute book, at its meeting held in Newport News, Virginia on April 28, 2015.

COMMONWEALTH OF VIRGINIA  
MARINE RESOURCES COMMISSION

By: *John M. R. Bull*  
John M. R. Bull  
Commissioner

Subscribed and sworn to before me this 30<sup>th</sup> day of May, 2015.

*Michele Guilford*  
Notary Public

