

*These notes relate to the Marine (Scotland) Act 2010
(asp 5) which received Royal Assent on 10 March 2010*

MARINE (SCOTLAND) ACT 2010

EXPLANATORY NOTES

THE ACT

Part 6 – Conservation of Seals

Offence: killing, injuring or taking seals

Section 107 - Offence: killing, injuring or taking seals

168. [Section 107](#) provides for an offence of killing, injuring or taking a seal.

Section 108 - Exceptions: alleviating suffering

169. [Section 108](#) sets out exceptions to the section 107 offence where the act was to alleviate suffering of a seriously disabled animal through humane killing or tending and releasing. The section places a duty on a person who kills, injures or takes a seal in accordance with these exceptions to report the matter to Scottish Ministers and provides for an offence of failing to comply with this duty.

Section 109 - Exceptions: licensed activity

170. [Section 109](#) sets out a further exception to the section 107 offence where the act was carried out in accordance with a seal licence.