

Status: This version of this cross heading contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the Marine (Scotland) Act 2010, Paragraph 1. (See end of Document for details)

PROSPECTIVE

SCHEDULE 1

PREPARATION, ADOPTION ETC. OF MARINE PLANS OR ANY AMENDMENT

Scottish Ministers to notify decision to prepare any marine plan

- 1 (1) Where the Scottish Ministers decide to prepare a national marine plan they must, before beginning to prepare the plan, give notice of their intention to do so—
- (a) to any planning authority the district of which adjoins the Scottish marine area,
 - (b) to the Secretary of State,
 - (c) to the Department of the Environment in Northern Ireland.
- (2) Where the Scottish Ministers decide to prepare a regional marine plan they must, before beginning to prepare the plan, give notice of their intention to do so—
- (a) to any planning authority the district of which adjoins the Scottish marine region to which the plan is to apply,
 - (b) where the Scottish marine region to which the plan is to apply adjoins the area of sea within the seaward limits of the territorial sea of the United Kingdom adjacent to England, to the Secretary of State,
 - (c) where the Scottish marine region to which the plan is to apply adjoins the area of sea within the seaward limits of the territorial sea of the United Kingdom adjacent to Northern Ireland, to the Department of the Environment in Northern Ireland.
- (3) In this paragraph—
- “adjacent to England” and “adjacent to Northern Ireland”, in relation to areas of sea within the seaward limits of the territorial sea of the United Kingdom, are to be construed in accordance with subsections (4) to (9) of section 322 of the 2009 Act,
- “planning authority” and “the district” of a planning authority have the same meaning as in section 1(1) of the Town and Country Planning (Scotland) Act 1997 (c.8).

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