



# Marine (Scotland) Act 2010

## 2010 asp 5

### PART 4

#### MARINE LICENSING

##### *Civil sanctions*

#### **48 Variable monetary penalties**

- (1) The Scottish Ministers may by order make provision about the imposition of variable monetary penalties on persons in relation to offences under this Part.
- (2) Provision under subsection (1) must provide that—
  - (a) variable monetary penalties may only be imposed where the Scottish Ministers are satisfied beyond reasonable doubt that a person has committed an offence under this Part,
  - (b) variable monetary penalties are to be imposed by notice.
- (3) For the purposes of this Part a “variable monetary penalty” is a penalty of such amount as the Scottish Ministers may in each case determine.

#### **Modifications etc. (not altering text)**

- C1** Ss. 46-50 applied (9.11.2020) by [The Marine Licensing \(Exempted Activities\) \(Scottish Inshore Region\) Amendment Order 2020 \(S.S.I. 2020/316\)](#), arts. 1, 14

#### **Commencement Information**

- I1** S. 48 in force at 6.4.2011 by [S.S.I. 2011/58](#), art. 3(a)

**Changes to legislation:**

There are currently no known outstanding effects for the Marine (Scotland) Act 2010, Section 48.