



# Marine (Scotland) Act 2010

## 2010 asp 5

### PART 5

#### MARINE PROTECTION AND ENHANCEMENT: THE SCOTTISH MARINE PROTECTION AREA

##### *Consultation, urgent designation, representations etc.*

#### 77 **Urgent designation**

- (1) In any case where the Scottish Ministers consider there is an urgent need to protect the area proposed to be designated or (as the case may be) to protect a marine historic asset within the area (and so an urgent need to make a designation order)—
  - (a) they need not publish notice of their proposals under section 75(1)(a) or consult under section 75(1)(b),
  - (b) the order remains in force for such period, not exceeding 2 years, as is specified in it (but any order that specifies a period in excess of 6 months must be reviewed by the Scottish Ministers after 6 months has elapsed to assess whether it is still required).
- (2) Upon expiration of the order, the Scottish Ministers may not re-designate the area (or any part of it) without—
  - (a) publishing notice of their proposals under section 75(1)(a),
  - (b) consulting under section 75(1)(b).