



Marine (Scotland) Act 2010

2010 asp 5

PART 6

CONSERVATION OF SEALS

Seal conservation areas

118 Seal conservation areas

- (1) The Scottish Ministers may designate an area as a “seal conservation area” where they consider it necessary to do so in order to ensure the proper conservation of seals.
- (2) The Scottish Ministers must consult the Natural Environment Research Council before designating a seal conservation area.
- (3) The Scottish Ministers must—
 - (a) publish a designation in a manner which they consider most likely to bring the proposal to the attention of persons likely to be affected by it,
 - (b) make a copy of a designation available for inspection at one of their offices at all reasonable hours, and
 - (c) provide a copy of a designation to any person who requests one.
- (4) The Scottish Ministers may charge a fee, not exceeding their expenses, for providing a copy under subsection (3)(c).

Commencement Information

II [S. 118](#) in force at 31.1.2011 by [S.S.I. 2010/230](#), [art. 4\(c\)](#)

119 Effect of seal conservation area status: licensing decisions

The Scottish Ministers must not grant a seal licence authorising the killing or taking of seals in a seal conservation area unless they are satisfied—

- (a) that there is no satisfactory alternative way of achieving the purpose for which the licence is granted, and

Status: Point in time view as at 31/01/2011.

Changes to legislation: There are currently no known outstanding effects for the Marine (Scotland) Act 2010, Cross Heading: Seal conservation areas. (See end of Document for details)

- (b) that the killing or taking authorised by the licence will not be detrimental to the maintenance of the population of any species of seal at a favourable conservation status in their natural range (within the meaning of Article 1(e) of the Habitats Directive).

Commencement Information

I2 [S. 119](#) in force at 31.1.2011 by [S.S.I. 2010/230](#), [art. 4\(c\)](#)

Status:

Point in time view as at 31/01/2011.

Changes to legislation:

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