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*Status:* This version of this schedule contains provisions that are prospective.  
*Changes to legislation:* There are currently no known outstanding effects for the Marine (Scotland) Act 2010, SCHEDULE 4. (See end of Document for details)

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## SCHEDULE 4

(introduced by section 167)

### CONSEQUENTIAL MODIFICATIONS

#### PART 1

##### MARINE LICENSING

###### *Coast Protection Act 1949 (c.74)*

- 1 In the Coast Protection Act 1949—
- (a) Part II is repealed,
  - (b) in section 49, subsection (2A) is repealed.

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**Commencement Information**

**I1** Sch. 4 para. 1 in force at 6.4.2011 by S.S.I. 2011/58, art. 3(d)

###### *Merchant Shipping Act 1988 (c.12)*

- 2 Section 36 of the Merchant Shipping Act 1988 is repealed.

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**Commencement Information**

**I2** Sch. 4 para. 2 in force at 6.4.2011 by S.S.I. 2011/58, art. 3(d)

###### *Energy Act 2004 (c.20)*

- 3 In section 99 of the Energy Act 2004, subsections (4) and (5) are repealed.

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**Commencement Information**

**I3** Sch. 4 para. 3 in force at 6.4.2011 by S.S.I. 2011/58, art. 3(d)

#### PART 2

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

###### *Protection of Wrecks Act 1973 (c.33)*

- 4 Section 1 of the Protection of Wrecks Act 1973 is repealed.

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**Commencement Information**

**I4** Sch. 4 para. 4 in force at 1.11.2013 by S.S.I. 2013/276, art. 2

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*Wildlife and Countryside Act 1981 (c.69)*

- 5 In the Wildlife and Countryside Act 1981—
- (a) in the italic heading immediately preceding section 34A, the words “, marine nature reserves” are repealed,
  - (b) sections 36 and 37 are repealed,
  - (c) in section 67, in subsection (2), the words “, 36” are repealed,
  - (d) Schedule 12 is repealed.

**Commencement Information**

**I5** Sch. 4 para. 5 in force at 1.7.2010 by S.S.I. 2010/230, art. 2(h)

*Territorial Sea Act 1987 (c.49)*

- 6 In the Territorial Sea Act 1987—
- (a) in section 3, in subsection (2), paragraph (b) is repealed,
  - (b) in Schedule 1, paragraph 6 is repealed.

**Commencement Information**

**I6** Sch. 4 para. 6 in force at 1.7.2010 by S.S.I. 2010/230, art. 2(h)

*Local Government (Wales) Act 1994 (c.19)*

- 7 In the Local Government (Wales) Act 1994, in Schedule 16, in paragraph 65, sub-paragraphs (4) and (10) are repealed.

**Commencement Information**

**I7** Sch. 4 para. 7 in force at 1.7.2010 by S.S.I. 2010/230, art. 2(h)

*Local Government etc.(Scotland) Act 1994 (c.39)*

- 8 In the Local Government etc. (Scotland) Act 1994, in Schedule 13, in paragraph 125, sub-paragraph (3) is repealed.

**Commencement Information**

**I8** Sch. 4 para. 8 in force at 1.7.2010 by S.S.I. 2010/230, art. 2(h)

*Water Industry (Scotland) Act 2002 (asp 3)*

- 9 In the Water Industry (Scotland) Act 2002, in schedule 7, in paragraph 11, sub-paragraph (3) is repealed.

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**I9** Sch. 4 para. 9 in force at 1.7.2010 by S.S.I. 2010/230, art. 2(h)

**PART 3**

PROSPECTIVE

Sea fisheries

*Sea Fisheries Act 1968*

- 10 In the Sea Fisheries Act 1968 (c.77), in section 15 (amendments of Sea Fisheries (Shellfish) Act 1967), subsection (2A) is repealed.

**Commencement Information**

**I10** Sch. 4 para. 10 in force at 24.2.2011 by S.S.I. 2011/58, art. 2(b) (with art. 5)

*Fisheries Act 1981*

- 11 (1) The Fisheries Act 1981 (c.29) is modified as follows.
- (2) The following provisions are repealed—
- (a) section 19(2)(c),
  - (b) section 22(2)(a) and (3),
  - (c) section 28.
- (3) In paragraph 33 of Part 2 of Schedule 4 (offences to which section 33(5) applies)—
- (a) for “Sea Fisheries (Conservation) Act 1967” substitute “ Sea Fish (Conservation) Act 1967 ”,
  - (b) for “smaller than the prescribed size” substitute “ which do not meet the prescribed size requirements ”.

**Commencement Information**

**I11** Sch. 4 para. 11 in force at 24.2.2011 by S.S.I. 2011/58, art. 2(b)

*Sea Fish (Conservation) Act 1992*

- 12 In the Sea Fish (Conservation) Act 1992 (c.60), paragraph (b) of section 5 is repealed.

**Commencement Information**

**I12** Sch. 4 para. 12 in force at 24.2.2011 by S.S.I. 2011/58, art. 2(b)

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*Criminal Justice and Public Order Act 1994*

- 13 In the Criminal Justice and Public Order Act 1994 (c.33), in Part 1 of Schedule 8 (increase in penalties), the entry relating to section 7(4) of the Sea Fisheries (Shellfish) Act 1967 is repealed.

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**Commencement Information**

**I13** Sch. 4 para. 13 in force at 24.2.2011 by S.S.I. 2011/58, art. 2(b)

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