



Marine (Scotland) Act 2010

2010 asp 5

PART 7

COMMON ENFORCEMENT POWERS ETC.: LICENSING AND MARINE PROTECTION ETC.

Common enforcement powers of entry, search and seizure

139 Power to require production of documents, etc.

- (1) This section applies where a marine enforcement officer is exercising a power of inspection conferred by section 134, 135 or 136.
- (2) The officer may require any person in or on the relevant premises to produce any document or record that is in the person's possession or control.
- (3) A reference in this section to the production of a document includes a reference to the production of—
 - (a) a hard copy of information recorded otherwise than in hard copy form,
 - (b) information in a form from which a hard copy can readily be obtained.
- (4) For the purposes of this section—
 - (a) information is recorded in hard copy form if it is recorded in a paper copy or similar form capable of being read (and references to hard copy have a corresponding meaning),
 - (b) information can be read only if—
 - (i) it can be read with the naked eye,
 - (ii) to the extent that it consists of images (for example photographs, pictures, maps, plans or drawings), it can be seen with the naked eye.