



# Marine (Scotland) Act 2010

## 2010 asp 5

### MARINE (SCOTLAND) ACT 2010

#### **PART 1**

##### THE SCOTTISH MARINE AREA

- 1 The “Scottish marine area”
- 2 “Sea”

#### **PART 2**

##### GENERAL DUTIES

- 3 Sustainable development and protection and enhancement of the health of the Scottish marine area
- 4 Mitigation of and adaptation to climate change

#### **PART 3**

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- 12 Delegation of functions relating to regional marine plans
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- 15 Decisions of public authorities affected by marine plans

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- 19 Interpretation of Part 3

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- 20 Requirement for licence

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- 21 Licensable marine activities

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38 Appeals against licensing decisions

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- 49 Variable monetary penalties: procedure
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- 54 Register of licensing information

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- 58 Further provision as to emergency safety notices

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- 61 Appeals against notices

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*Status: This is the original version (as it was originally enacted).*

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- 63 Power by order to provide marine fish farming is not “development”

*Interpretation of Part 4*

- 64 Interpretation of Part 4

## **PART 5**

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- 65 The Scottish marine protection area  
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- 67 Marine protected areas

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- 74 Amendment or revocation of designation orders

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- 106 Interpretation of Part 5

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- 113 Seal licence reports
- 114 Variation or revocation of seal licence
- 115 Seal licence fees
- 116 Consultation and consent

*Protection at haul-out sites*

- 117 Offence: harassment at haul-out sites

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- 120 Power to enter land to obtain information about seals
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- 133 The “common enforcement powers”

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- 138 Powers of search, examination, etc.
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- 145 Power to require production of licence, etc.
- 146 Power to require attendance of certain persons
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- 4 (1) A warrant must specify— (a) the name of the...
- 5 (1) 2 copies are to be made of a warrant....



- 6 Execution of warrants
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- 8 (1) Execution of a warrant must be within 3 months...
- 9 (1) Where the occupier of a dwelling that is to...
- 10 Return of warrants

#### SCHEDULE 4 — Consequential modifications

##### Part 1 — MARINE LICENSING

- 1 Coast Protection Act 1949 (c.74)
- 2 Merchant Shipping Act 1988 (c.12)
- 3 Energy Act 2004 (c.20)

##### Part 2 — MARINE PROTECTION AND ENHANCEMENT: THE SCOTTISH MARINE PROTECTION AREA

- 4 Protection of Wrecks Act 1973 (c.33)
- 5 Wildlife and Countryside Act 1981 (c.69)
- 6 Territorial Sea Act 1987 (c.49)
- 7 Local Government (Wales) Act 1994 (c.19)
- 8 Local Government etc.(Scotland) Act 1994 (c.39)
- 9 Water Industry (Scotland) Act 2002 (asp 3)

##### Part 3

- 10 Sea Fisheries Act 1968
- 11 Fisheries Act 1981
- 12 Sea Fish (Conservation) Act 1992
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