



# Nature Conservation (Scotland) Act 2004

## 2004 asp 6

### PART 2

#### CONSERVATION AND ENHANCEMENT OF NATURAL FEATURES

### CHAPTER 4

#### GENERAL AND SUPPLEMENTARY

#### **38 Ramsar sites**

- (1) Where a wetland situated in Scotland is designated under paragraph 1 of article 2 of the Ramsar Convention for inclusion in the list of wetlands of international importance referred to in that article, the Scottish Ministers must give SNH notice of the designation.
- (2) SNH must, on receipt of such a notice, give notice of the designation to—
  - (a) every owner and occupier of the wetland or any part of it,
  - (b) the planning authority for the district in which the wetland, or any part of it, is situated,
  - (c) where the wetland, or any part of it, is situated in a National Park and the National Park authority for the National Park is not notified under paragraph (b), the National Park authority,
  - (d) every statutory undertaker which SNH considers may carry out operations which may affect the wetland or any part of it, and
  - (e) every relevant regulatory authority which SNH considers likely to have functions which relate to the wetland or any part of it.
- (3) The Ramsar Convention is the Convention on Wetlands of International Importance especially as Waterfowl Habitat signed at Ramsar on 2nd February 1971, as amended by—
  - (a) the Protocol known as the Paris Protocol done at Paris on 3rd December 1982,
  - (b) the amendments known as the Regina Amendments adopted at the Extraordinary Conference of the Contracting Parties held at Regina, Saskatchewan, Canada, between 28th May and 3rd June 1987, and

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**Status:** *This is the original version (as it was originally enacted).*

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(c) any further amendments coming into force from time to time,  
and the reference in subsection (1) to paragraph 1 of article 2 is, if necessary  
in consequence of any such further amendment or the coming into force of any  
instrument replacing that Convention, to be taken as referring to the appropriate  
successor provision.