



Marine (Scotland) Act 2010

2010 asp 5

PART 5

MARINE PROTECTION AND ENHANCEMENT: THE SCOTTISH MARINE PROTECTION AREA

Penalties in regulations implementing Habitats Directive

105 Penalties in regulations implementing the Habitats Directive for the Scottish marine area

Regulations under section 2(2) of the European Communities Act 1972 (c.68) for the purpose of implementing the Habitats Directive in relation to the Scottish marine area may, despite paragraph 1(1)(d) of Schedule 2 to that Act (which limits the penalties which may be imposed for criminal offences), create offences punishable—

- (a) on summary conviction, with a fine not exceeding £50,000,
- (b) on conviction on indictment, with an unlimited fine.