Marine (Scotland) Act 2010 asp 5
SCHEDULE 2 – Further provision about civil sanctions under Part 4 (marine licensing)
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Changes to legislation: *There are currently no known outstanding effects for the Marine (Scotland)*
Act 2010, Cross Heading: Civil sanctions and fixed penalty notices. (See end of Document for details)

SCHEDULE 2
FURTHER PROVISION ABOUT CIVIL SANCTIONS UNDER PART 4 (MARINE LICENSING)

Modifications etc. (not altering text)

C1   Sch. 2 applied (9.11.2020) by The Marine Licensing (Exempted Activities) (Scottish Inshore Region) Amendment Order 2020 (S.S.I. 2020/316), arts. 1, **14**

[F1Civil sanctions and fixed penalty notices

Textual Amendments

F1   Sch. 2 para. 4A and cross-heading inserted (16.9.2013) by Aquaculture and Fisheries (Scotland) Act 2013 (asp 7), **ss. 61(5)**, 66(2) (with s. 65); S.S.I. 2013/249, art. 2

4A   (1) Provision under section 46 must secure that, in a case where a fixed penalty notice is issued to a person in respect of a relevant offence, the Scottish Ministers may not—

   (a)   serve on the person a notice of intent referred to in section 47(2)(a) in relation to an act or omission constituting the relevant offence, or

   (b)   impose a fixed monetary penalty on the person in relation to an act or omission constituting the relevant offence.

   (2) Provision under section 48 must secure that, in a case where a fixed penalty notice is issued to a person in respect of a relevant offence, the Scottish Ministers may not—

   (a)   serve on the person a notice of intent referred to in section 49(2)(a) in relation to an act or omission constituting the relevant offence, or

   (b)   impose a variable monetary penalty on the person in relation to an act or omission constituting the relevant offence.

   (3) In this paragraph "relevant offence" has the meaning given in section 25(2) of the Aquaculture and Fisheries (Scotland) Act 2007.]

Changes to legislation:
There are currently no known outstanding effects for the Marine (Scotland) Act 2010, Cross Heading: Civil sanctions and fixed penalty notices.