



# Marine (Scotland) Act 2010

## 2010 asp 5

### PART 6

#### CONSERVATION OF SEALS

##### *Seal licences*

#### 116 Consultation and consent

- (1) The Scottish Ministers must consult [<sup>F1</sup>United Kingdom Research and Innovation] before granting or varying a seal licence.
- (2) The Scottish Ministers must obtain the consent of Scottish Natural Heritage before granting or varying a seal licence authorising the killing or taking of seals in a protected area for a purpose mentioned in any of paragraphs (b) to (e) of section 110(1).  
“protected area” means—
  - (a) a Nature Conservation MPA,
  - (b) a Demonstration and Research MPA,
  - (c) a Historic MPA,
  - (d) a site of special scientific interest,
  - (e) an area in respect of which a nature conservation order or land management order made under Part 2 of the Nature Conservation (Scotland) Act 2004 (asp 6) has effect,
  - (f) a nature reserve (within the meaning of Part 3 of the National Parks and Access to the Countryside Act 1949 (c.97)), or
  - (g) a European site (within the meaning of regulation 10 of the Conservation (Natural Habitats, &c.) Regulations).

#### Textual Amendments

- F1** Words in s. 116(1) substituted (1.4.2018) by [Higher Education and Research Act 2017 \(c. 29\)](#), s. 124(5), [Sch. 12 para. 25](#); S.I. 2018/241, [reg. 2\(t\)](#) (with transitional and savings provisions in S.I. 2018/245, regs. 2, 3, 26)

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*Changes to legislation: There are currently no known outstanding effects for the Marine (Scotland) Act 2010, Section 116. (See end of Document for details)*

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#### **Commencement Information**

**II** S. 116 in force at 1.9.2010 by [S.S.I. 2010/230](#), **art. 3(b)**

**Changes to legislation:**

There are currently no known outstanding effects for the Marine (Scotland) Act 2010, Section 116.