



# Marine (Scotland) Act 2010

## 2010 asp 5

### PART 4

#### MARINE LICENSING

##### *Licences*

#### **26 Notice of applications**

- (1) Having received an application for a marine licence, the Scottish Ministers must either—
  - (a) publish notice of the application, or
  - (b) require the applicant to publish notice of it.
- (2) Publication under subsection (1) must be in such manner as the Scottish Ministers consider is most likely to bring the application to the attention of any persons likely to be interested in it.
- (3) The Scottish Ministers must not proceed with an application unless notice has been published under subsection (1).
- (4) If the Scottish Ministers in pursuance of subsection (1)(a) publish notice of an application, they may require the applicant to pay a fee towards the reasonable expenses of the publication.
- (5) If an applicant fails to pay a fee required by the Scottish Ministers under subsection (4), the Ministers may—
  - (a) refuse to proceed with the application,
  - (b) refuse to proceed with it until the failure is remedied.
- (6) This section does not apply in relation to an application where the Scottish Ministers consider that notice of the application should not be published.

#### **Commencement Information**

**II** S. 26 in force at 6.4.2011 by [S.S.I. 2011/58](#), [art. 3\(a\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Marine (Scotland) Act 2010, Section 26.