



# Marine (Scotland) Act 2010

## 2010 asp 5

### PART 4

#### MARINE LICENSING

##### *Exemptions from licensing requirements*

### **33 Activities below specified threshold of environmental impact**

- (1) The Scottish Ministers may by regulations provide that licensable marine activities which fall below a specified threshold of environmental impact—
  - (a) are not to need a marine licence, but
  - (b) are instead to be registered.
- (2) Regulations under subsection (1) may—
  - (a) define or elaborate the meaning of—
    - (i) “fall below”,
    - (ii) “registered”,
    - (iii) “specified threshold of environmental impact”,
  - (b) make further provision in relation to registration of the activities, including in particular the procedure in relation to registration.
- (3) The regulations may also—
  - (a) create offences,
  - (b) provide that any offence created is triable summarily or on indictment,
  - (c) provide for any offence created to be punishable—
    - (i) on summary conviction, by a fine not exceeding £50,000,
    - (ii) on conviction on indictment, by a fine, imprisonment for a period not exceeding 2 years, or both.
- (4) The Scottish Ministers must consult such persons as they consider appropriate as to any regulations the Ministers propose to make under subsection (1).

---

*Changes to legislation: There are currently no known outstanding effects for the Marine (Scotland) Act 2010, Section 33. (See end of Document for details)*

---

.....

**Commencement Information**

**II** S. 33 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 33.