



# Marine (Scotland) Act 2010

## 2010 asp 5

### PART 5

#### MARINE PROTECTION AND ENHANCEMENT: THE SCOTTISH MARINE PROTECTION AREA

*Advice etc. as regards protection of certain marine areas*

#### **81 Advice and guidance by the Scottish Ministers as regards MPAs**

- (1) The Scottish Ministers may give advice and guidance as to—
- (a) the matters in section 80(1)(a) to (e),
  - (b) the matters which are capable of damaging or otherwise affecting any marine historic asset in a Historic MPA,
  - (c) how any stated preservation objectives for a Historic MPA may be furthered, or how the achievement of any such objectives may be hindered,
  - (d) the assessment by a public authority of the matters in section 83(4)(b)(i) and (ii) including what factors the authority should take into account.
- (2) Advice or guidance as to any of the matters in paragraph (a) or (d) of subsection (1) may be given—
- (a) in relation to—
    - (i) a particular Nature Conservation MPA, Demonstration and Research MPA or Historic MPA,
    - (ii) each such category of marine protected area, or all such marine protected areas, generally,
  - (b) in relation to a particular public authority or public authorities generally.