

## CONSULTATION QUESTIONS

**Q1. What are your views on the overall costs and savings identified in the Business and Regulatory Impact Assessments?**

Comments

**Q2. Do you agree with the registration process as described?**

It will be important to ensure the bureaucratic burden is reduced and kept to a minimum. The requirement to notify MS LOT of location of Natura sites for the temporary placement of marker buoys seems, for example, quite onerous.

Do activities have to be re-registered if occurring on the same site on a regular basis, e.g. a yacht race – can/does a one off registration last for a specified period of time negating the need for numerous re-registration?

It will also be important to promote to diving and sailing interests that they do not need now to licence the relevant activities but can register them instead.

Information on timescales involved in the registration process will be important to ensure approval is in place before e.g. a race.

**Q3. If not, what changes would you propose to the process?**

Comments

**Q4. Do you agree that the listed activities should be registerable, rather than licensable?**

Yes  No

**Q5. Do you have further comments regarding the activities listed above?**

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**Q6. Are there any other classes of activity that should be registerable?**

We are not aware of any but consider it important to review the list over time.

**Q7. Do agree that statutory consultees should not be specified in legislation for the pre-application consultation process?**

Yes  No

**Q8. If not, which persons or bodies do you believe should be specified as statutory consultees for the pre-application consultation process?**

We do not have an opinion on the need for statutory consultees but consider it essential that marine sport and recreation interests are included as an important group to consult with as part of pre application consultation. We are concerned that the wording of the consultation refers primarily to local communities and that this could result in important sport interests being excluded from pre consultation. It is important to recognise the impact that the proposed classes of activity, and in particular marine renewables, can have on sport and recreation interests. In considering marine sport and recreation interests it is important to understand that these extend to land as well as water based activities, such as coastal walking, cycling and horse riding, and that pre application consultation should consider the land as well as water based implications of the activity classes proposed.

We consider pre application should be more proactive than newspaper advert and that specific potential interests groups should be notified directly.

It would be useful if a list of interests likely to be relevant to pre consultation could be produced (e.g. as part of revised MS LOT guidance?) and made available which would help ensure that sport, amongst other interests, are included in the consultation process. The Scottish Governing Bodies of sport would be a key sport interest to consult with who can either respond directly or alert relevant clubs or sports bodies in a geographical area to respond. It may be worth working through the Scottish Sports Association to facilitate consultative mechanisms with governing bodies.

**Q9. Do you agree with the classes of activity that will be subject to pre-application consultation?**

Yes x No

**Q10. If not, what activities would you add or remove from the list?**

**Q11. Do you believe that the above proposals discriminate disproportionately between persons defined by age, disability, sexual orientation, gender, race and religion and belief?**

Yes  No x

**Q12. If you answered yes to Question 11, in what way do you believe the proposals to be discriminatory?**

Comments