

**Article 3 of the Marine (Scotland) Act 2010 (Consequential Provisions) Order 2010**

**DIRECTION IN RELATION TO NATIONAL MARINE PLAN**

**Interpretation**

1. In this direction
  - (a) “the 2010 Act” means the Marine (Scotland) Act 2010;
  - (b) “the Order” means the Marine (Scotland) Act 2010 (Consequential Provisions) Order 2010;
  - (c) “the Plan” means the national marine plan (within the meaning of section 5 of the 2010 Act) adopted by the Scottish Ministers pursuant to paragraph 14 of schedule 1 to that Act on **25<sup>th</sup> March 2015**
  - (d) “reserved functions” has the meaning given by article 2 of the Order.

**Direction**

2. The Secretary of State, being satisfied that—
  - (a) a marine policy statement is currently in effect for the Scottish marine area (within the meaning of section 6(3) of the 2010 Act);
  - (b) the Plan complies with section 6(1) of that Act; and
  - (c) the Plan states that it will apply to reserved functions only if a direction under article 3(1) of the Order is made,

gives this direction pursuant to article 3(1) of the Order in relation to the Plan.

**Withdrawal of direction**

3. This direction may be withdrawn at any time.
4. This direction ceases to have effect if the Plan has been amended under section 8 of the 2010 Act.

**Effect of direction**

5. This direction has effect from the date that it is given.
6. While this direction continues in effect—
  - (a) section 15 of the 2010 Act applies to decisions made by public authorities in the exercise of reserved functions; and
  - (b) the Plan is an “appropriate marine plan” for the purposes of that section (as applied by paragraph 6(a)).

26<sup>th</sup> March 2015



Date

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Department for Environment, Food and Rural Affairs  
For and on behalf of the Secretary of State