



Food and Environment Protection Act 1985

1985 CHAPTER 48

PART II

DEPOSITS IN THE SEA

Licensing

5 Requirement of licences for deposit of substances and articles in the sea etc.

Subject to the following provisions of this Part of this Act, a licence under this Part of this Act is needed—

- (a) for the deposit of substances or articles within [^{F1} the Scottish inshore region], either in the sea or under the seabed—
 - (i) from a vehicle, vessel, aircraft, hovercraft or marine structure ;
 - (ii) from a container floating in the sea ; or
 - (iii) from a structure on land constricted or adapted wholly or mainly for the purpose of depositing solids in the sea ;
- ^{F2}(b)
- (c) ^{F3}
- (e) for the scuttling of vessels—
 - (i) in [^{F4} the Scottish inshore region]; ^{F5}...
 - ^{F5}(ii) ^{F6}
 - (iii)
- (f) for the loading of a vessel, aircraft, hovercraft, marine structure or floating container in [^{F7} Scotland or the Scottish inshore region] with substances or articles for deposit anywhere in the sea or under the sea-bed ;
- (g) for the loading of a vehicle in [^{F8} Scotland] with substances or articles for deposit from that vehicle as mentioned in paragraph (a) ^{F9} . . . above ; and

Changes to legislation: There are currently no known outstanding effects for the Food and Environment Protection Act 1985, Section 5. (See end of Document for details)

- (h) for the towing or propelling from [F10 Scotland or the Scottish inshore region
] of a vessel for scuttling anywhere at sea.

Textual Amendments

- F1** Words in s. 5(a) substituted (6.4.2011) by [Marine and Coastal Access Act 2009 \(c. 23\)](#), s. 324(3), **Sch. 8 para. 2(2)(a)** (with ss. 111, 323(6), Sch. 9 Pts. 3); S.I. 2011/556, art. 3(2)(a)
- F2** S. 5(b) repealed (6.4.2011) by [Marine and Coastal Access Act 2009 \(c. 23\)](#), s. 324(3), Sch. 8 para. 2(2)(b), **Sch. 22 Pt. 2** (with ss. 111, 323(6), Sch. 9 Pts. 3); S.I. 2011/556, art. 3(2)(a)(d)
- F3** S. 5(c)(d) repealed (1.4.2015 for S.) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), ss. 146(2)(b), 162, **Sch. 16 Pt. VIII**; S.S.I. 2015/72, art. 2(3)
- F4** Words in s. 5(e)(i) substituted (6.4.2011) by [Marine and Coastal Access Act 2009 \(c. 23\)](#), s. 324(3), **Sch. 8 para. 2(2)(c)** (with ss. 111, 323(6), Sch. 9 Pts. 3); S.I. 2011/556, art. 3(2)(a)
- F5** S. 5(e)(ii) and word repealed (6.4.2011) by [Marine and Coastal Access Act 2009 \(c. 23\)](#), s. 324(3), Sch. 8 para. 2(2)(d), **Sch. 22 Pt. 2** (with ss. 111, 323(6), Sch. 9 Pts. 3); S.I. 2011/556, art. 3(2)(a)(d)
- F6** S. 5(e)(iii) repealed (1.4.2015 for S.) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), ss. 146(2)(c)(ii), 162, **Sch. 16 Pt. VIII**; S.S.I. 2015/72, art. 2(3)
- F7** Words in s. 5(f) substituted (6.4.2011) by [Marine and Coastal Access Act 2009 \(c. 23\)](#), s. 324(3), **Sch. 8 para. 2(2)(e)** (with ss. 111, 323(6), Sch. 9 Pts. 3); S.I. 2011/556, art. 3(2)(a)
- F8** Word in s. 5(g) substituted (6.4.2011) by [Marine and Coastal Access Act 2009 \(c. 23\)](#), s. 324(3), **Sch. 8 para. 2(2)(f)** (with ss. 111, 323(6), Sch. 9 Pts. 3); S.I. 2011/556, art. 3(2)(a)
- F9** Words in s. 5(g) repealed (5.11.1993) by 1993 c. 50, s. 1(1), **Sch. 1 Pt. II**
- F10** Words in s. 5(h) substituted (6.4.2011) by [Marine and Coastal Access Act 2009 \(c. 23\)](#), s. 324(3), **Sch. 8 para. 2(2)(g)** (with ss. 111, 323(6), Sch. 9 Pts. 3); S.I. 2011/556, art. 3(2)(a)

Modifications etc. (not altering text)

- C1** S. 5 power to transfer functions conferred (1.12.1998) by 1998 c. 38, s. 22(1)(c)(5), **Sch. 3 Pt. I**, para. 4(1)(a) (with ss. 139(2), 143(2)); S.I. 1998/2789, **art. 2**
 S.5 amended (1.7.1999) by S.I. 1999/1750, art. 4, **Sch. 3** (with s. 7); S.I. 1998/3178
- C2** S. 5 excluded (22.7.2008) by [Crossrail Act 2008 \(c. 18\)](#), **Sch. 14 para. 9**

Changes to legislation:

There are currently no known outstanding effects for the Food and Environment Protection Act 1985, Section 5.