

Changes to legislation: There are currently no known outstanding effects for the Natural Environment and Rural Communities Act 2006, Cross Heading: Countryside and Rights of Way Act 2000 (c. 37). (See end of Document for details)

SCHEDULES

SCHEDULE 11

MINOR AND CONSEQUENTIAL AMENDMENTS

PART 1

GENERAL

Countryside and Rights of Way Act 2000 (c. 37)

- 154 In section 1 (principal definitions for Part 1), in subsection (2), in paragraph (a) of the definition of “the appropriate countryside body”, for “the Countryside Agency” substitute “ Natural England ”.

Commencement Information

- I1** Sch. 11 para. 154 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

- 155 In section 4 (duty to prepare maps), in subsection (1), for “the Countryside Agency” substitute “ Natural England ”.

Commencement Information

- I2** Sch. 11 para. 155 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

- 156 (1) Amend section 20 (codes of conduct and other information) as follows.
(2) In subsection (1), for “the Countryside Agency” substitute “ Natural England ”.
(3) In subsection (3), for “the Countryside Agency” substitute “ Natural England ”.

Commencement Information

- I3** Sch. 11 para. 156 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

- 157 In section 26 (nature conservation and heritage preservation), in subsection (6)(a) (i), for “, English Nature” substitute “ in respect of which Natural England is not the relevant authority, Natural England ”.

Commencement Information

- I4** Sch. 11 para. 157 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

- 158 In section 33 (guidance by countryside bodies to National Park authorities)—

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- (a) in subsections (1) and (3), for “The Countryside Agency”, and
 - (b) in subsection (4), for “the Countryside Agency”,
- substitute “ Natural England ”.

Commencement Information

I5 Sch. 11 para. 158 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

- 159 In section 58 (application for path creation order), for subsection (1) substitute—
- “(1) An application for the making of a public path creation order under section 26(2) of the 1980 Act may be made—
- (a) by Natural England to the Secretary of State, or
 - (b) for the purpose of enabling the public to obtain access to any access land (within the meaning of Part 1) or of facilitating such access, by the Countryside Council for Wales to the National Assembly for Wales.”

Commencement Information

I6 Sch. 11 para. 159 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

- 160 In section 61 (rights of way improvement plans: supplemental), in subsection (1) (f), for “the Countryside Agency” substitute “ Natural England ”.

Commencement Information

I7 Sch. 11 para. 160 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

- 161 Omit section 73 (Nature Conservancy Council for England: change of name).

Commencement Information

I8 Sch. 11 para. 161 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

- 162 Omit section 74 (conservation of biological diversity).

Commencement Information

I9 Sch. 11 para. 162 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

- 163 In section 82 (designation of areas of outstanding natural beauty), in subsection (1) —
- (a) for “the Countryside Agency (in this Part referred to as “the Agency”)” substitute “ Natural England ”, and
 - (b) for “the Agency may” substitute “ Natural England may ”.

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I10 Sch. 11 para. 163 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

- 164 In each of the following provisions for “the Agency” substitute “ Natural England ”
- (a) section 83(1), (2), (3), (5), (8) and (9);
 - (b) section 84(1)(a) and (3);
 - (c) section 86(6)(a);
 - (d) section 90(1)(a)(i);
 - ^{F1}(e)
 - (f) in Schedule 13, paragraph 6(1).

Textual Amendments

F1 Sch. 11 para. 164(e) omitted (26.5.2015) by virtue of Deregulation Act 2015 (c. 20), s. 115(3)(l), Sch. 22 para. 15(2)

Commencement Information

I11 Sch. 11 para. 164 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

- 165 In section 85 (general duty of public bodies etc.), in subsection (3), after the definition of “public office” insert—
- ““statutory undertaker” means a person who is or is deemed to be a statutory undertaker for the purposes of any provision of Part 11 of the Town and Country Planning Act 1990”.

Commencement Information

I12 Sch. 11 para. 165 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

- 166 In section 87 (general purposes and powers), in subsection (2), omit “, but without incurring significant expenditure in doing so,”.

Commencement Information

I13 Sch. 11 para. 166 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

- 167 In section 90 (supplementary provisions relating to management plans for areas of outstanding natural beauty), in subsection (1)(a)(i), omit “and English Nature”.

Commencement Information

I14 Sch. 11 para. 167 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

- 168 In section 92 (interpretation of Part 4 etc.), in subsection (1), omit the definition of “the Agency”.

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I15 Sch. 11 para. 168 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

169 In section 101 (expenses), omit paragraph (a).

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Commencement Information

I16 Sch. 11 para. 169 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

170 (1) In Schedule 11 (transitional provisions and savings relating to sites of special scientific interest), in paragraph 7, after sub-paragraph (2) insert—

“(3) In relation to a site of special scientific interest which is the subject of a notification to which this paragraph applies—

- (a) section 28B (notification of additional land) shall have effect as if subsection (3) were omitted; and
- (b) section 28C (enlargement of SSSI) shall have effect as if subsection (4) were omitted.”

(2) In the heading to paragraph 7, for “section 28A” substitute “sections 28A to 28C”.

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Commencement Information

I17 Sch. 11 para. 170 in force at 1.10.2006 by S.I. 2006/2541, art. 2 (with Sch.)

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