



2013 CHAPTER 10

Part 2

Marine Planning

Marine plans

Marine plans for Northern Ireland inshore region

4.—(1) The Department may prepare a marine plan for an area (a “marine plan area”) consisting of the whole or any part of the Northern Ireland inshore region.

(2) Where a marine policy statement governs marine planning for the Northern Ireland inshore region, the Department must seek to ensure that every part of that region is within an area for which a marine plan is in effect.

(3) A “marine plan” is a document which—

- (a) has been prepared and adopted for a marine plan area by the Department in accordance with Schedule 1,
- (b) states the policies of the relevant Northern Ireland departments (however expressed) for and in connection with the sustainable development of the area, and
- (c) states that it is a marine plan prepared and adopted for the purposes of this section.

(4) A marine plan must identify (by means of a map or otherwise) the marine plan area for which it is a marine plan.

(5) Unless relevant considerations indicate otherwise, a marine plan must be in conformity—

Changes to legislation: There are currently no known outstanding effects for the Marine Act (Northern Ireland) 2013, Section 4. (See end of Document for details)

- (a) with any marine policy statement which governs marine planning for the marine plan area; and
 - (b) in the case of a plan for part of the Northern Ireland inshore region, with any marine plan in effect for the whole of that region.
- (6) A marine plan must state whether it includes provision relating to retained functions.
- (7) A marine plan may also include statements or information relating to policies contained in the plan.
- (8) If to any extent a policy stated in a marine plan conflicts with any other statement or information in the plan, that conflict must be resolved in favour of the policy.
- (9) A marine plan comes into effect when it has been published by the Department in accordance with Schedule 1.
- (10) For the purposes of this Part a marine policy statement “governs marine planning” for an area if—
- (a) it has been adopted by the Department under Schedule 5 to the 2009 Act,
 - (b) it has been published in accordance with paragraph 12 of that Schedule,
 - (c) it has not been replaced or withdrawn, and
 - (d) the Department has not withdrawn from it.
- (11) For the purposes of this Part “the relevant Northern Ireland departments” are—
- (a) the Department;
 - ^{F1}(b)
 - ^{F1}(c)
 - (d) the Department of Enterprise, Trade and Investment; and
 - (e) the Department for Regional Development.

Textual Amendments

- F1** S. 4(11)(b)(c) omitted (8.5.2016) by virtue of [The Departments \(Transfer of Functions\) Order \(Northern Ireland\) 2016 \(S.R. 2016/76\)](#), art. 1(3), **Sch. 6 para. 90** (with art. 9(2))

Changes to legislation:

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