



# 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 [<sup>F1</sup> 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 ;
- <sup>F2</sup>(b) .....
- (c) ..... <sup>F3</sup>
- (e) for the scuttling of vessels—
  - (i) in [<sup>F4</sup> the Scottish inshore region ]; <sup>F5</sup>...
  - <sup>F5</sup>(ii) ..... <sup>F6</sup>
  - (iii) .....
- (f) for the loading of a vessel, aircraft, hovercraft, marine structure or floating container in [<sup>F7</sup> 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 [<sup>F8</sup> Scotland ] with substances or articles for deposit from that vehicle as mentioned in paragraph (a) <sup>F9</sup> . . . above ; and

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*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)*

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- (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- F2** S. 5(b) repealed (6.4.2011) by [Marine and Coastal Access Act 2009 \(c. 23\)](#), s. 324(3), Sch. 8 para. 2(2)(b), [Sch. 22 Pt. 2](#) (with ss. 111, 323(6), Sch. 9 Pts. 3);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- F3** S. 5(c)(d) repealed (1.4.2015 for S.) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), ss. 146(2)(b), 162, [Sch. 16 Pt.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.