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*Changes to legislation:* There are currently no known outstanding effects for the Cardiff Bay Barrage Act 1993, Paragraph 2. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 3

#### REQUIREMENTS OF DEEMED IMPOUNDMENT LICENCE

##### *Works and operations*

- 2 (1) The licence shall be taken to require—
- (a) that, except in case of emergency, no relevant work or operation be commenced unless—
    - (i) full details of the work or operation have been submitted to [<sup>F1</sup>the Natural Resources Body for Wales],
    - (ii) the details have been approved by [<sup>F2</sup>the Natural Resources Body for Wales],
    - (iii) reasonable notice of the date and time when the work or operation is to be commenced has been given to [<sup>F3</sup>the Natural Resources Body for Wales, and]
    - (iv) a copy of any plans or sections sent to the Secretary of State for the purposes of paragraph 7 of Schedule 2 to this Act, and (on any such plans or sections being approved by the Secretary of State) a copy of the approval and of any conditions or restrictions imposed by the Secretary of State under that paragraph, have been sent to [<sup>F4</sup>the Natural Resources Body for Wales],
  - (b) that, where any relevant work or operation is carried out in case of emergency, the Development Corporation submit to [<sup>F5</sup>the Natural Resources Body for Wales]—
    - (i) before beginning the work or operation, such details of the work or operation as it is reasonably practicable to submit, and
    - (ii) as soon as possible afterwards, full details of the work or operation,
  - (c) that, subject to paragraph 7 of Schedule 2 to this Act, any relevant work or operation be carried out in accordance with the details submitted to [<sup>F6</sup>the Natural Resources Body for Wales],
  - (d) that the Development Corporation, in carrying out any relevant work or operation, comply with any requirements [<sup>F7</sup>which the Natural Resources Body for Wales may] reasonably impose as conditions of their approval, or (in case of emergency) on receipt of any details required to be given by paragraph (b) above, in order—
    - (i) to protect the quality of water in the inland bay by ensuring that it meets or continues to meet the relevant standard,
    - (ii) to prevent or alleviate flooding, or
    - (iii) to protect fish in the inland bay or allow the passage of migratory fish to or from the inland bay, and

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- (e) that the Development Corporation [<sup>F8</sup>allow the Natural Resources Body for Wales access] at all reasonable times for the purpose of inspecting any relevant work or operation.
- (2) In this paragraph “relevant work or operation” means the construction of the barrage or any other work or operation authorised by section 1 of this Act, or Schedule 2 to this Act, which—
- (a) may affect the bed or banks of any watercourse, or
  - (b) may affect the quality of water, or obstruct the passage of fish, in any watercourse.
- (3) For the purposes of sub-paragraph (1)(d)(i) above, whether the quality of water meets the relevant standard shall be determined as for the purposes of section 8 of this Act.

#### Textual Amendments

- F1** Words in Sch. 3 para. 2(1)(a)(i) substituted (1.4.2013) by The Natural Resources Body for Wales (Functions) Order 2013 (No. 755), art. 1(2), **Sch. 2 para. 358(2)(a)(i)** (with Sch. 7)
- F2** Words in Sch. 3 para. 2(1)(a)(ii) substituted (1.4.2013) by The Natural Resources Body for Wales (Functions) Order 2013 (No. 755), art. 1(2), **Sch. 2 para. 358(2)(a)(ii)** (with Sch. 7)
- F3** Words in Sch. 3 para. 2(1)(a)(iii) substituted (1.4.2013) by The Natural Resources Body for Wales (Functions) Order 2013 (No. 755), art. 1(2), **Sch. 2 para. 358(2)(a)(iii)** (with Sch. 7)
- F4** Words in Sch. 3 para. 2(1)(a)(iv) substituted (1.4.2013) by The Natural Resources Body for Wales (Functions) Order 2013 (No. 755), art. 1(2), **Sch. 2 para. 358(2)(a)(iv)** (with Sch. 7)
- F5** Words in Sch. 3 para. 2(1)(b) substituted (1.4.2013) by The Natural Resources Body for Wales (Functions) Order 2013 (No. 755), art. 1(2), **Sch. 2 para. 358(2)(b)** (with Sch. 7)
- F6** Words in Sch. 3 para. 2(1)(c) substituted (1.4.2013) by The Natural Resources Body for Wales (Functions) Order 2013 (No. 755), art. 1(2), **Sch. 2 para. 358(2)(c)** (with Sch. 7)
- F7** Words in Sch. 3 para. 2(1)(d) substituted (1.4.2013) by The Natural Resources Body for Wales (Functions) Order 2013 (No. 755), art. 1(2), **Sch. 2 para. 358(2)(d)** (with Sch. 7)
- F8** Words in Sch. 3 para. 2(1)(e) substituted (1.4.2013) by The Natural Resources Body for Wales (Functions) Order 2013 (No. 755), art. 1(2), **Sch. 2 para. 358(2)(e)** (with Sch. 7)

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