Changes to legislation: Marine and Coastal Access Act 2009, Cross Heading: Nature conservation is up to date with all changes known to be in force on or before 21 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes



Marine and Coastal Access Act 2009

2009 CHAPTER 23

PART 1

THE MARINE MANAGEMENT ORGANISATION

CHAPTER 2

TRANSFER OF FUNCTIONS TO THE MMO

Nature conservation

9 Licences to kill or take seals

- (1) The Secretary of State's functions of granting and revoking licences under section 10 of the Conservation of Seals Act 1970 (c. 30) (power to grant licences) are transferred to the MMO.
- (2) Any licences—
 - (a) granted by the Secretary of State under that section before the coming into force of this section, and
 - (b) having effect in relation to the whole or any part of England or the English inshore region,

are to have effect as from the coming into force of this section as licences granted by the MMO.

(3) Any application for a licence under that section in relation to the whole or any part of England or the English inshore region which was made, but not determined or withdrawn, before the coming into force of this section is to be treated as an application made to the MMO after the coming into force of this section.

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Commencement Information

II S. 9 in force at 1.4.2010 by S.I. 2010/298, art. 2, Sch. para. 1

10 Wildlife and Countryside Act 1981

- (1) Section 16 of the Wildlife and Countryside Act 1981 (c. 69) (power to grant licences) is amended as follows.
- (2) After subsection (8) insert—
 - "(8A) In this section, in the case of a licence under any of subsections (1) to (4), so far as relating to the restricted English inshore region (see subsection (12)), "the appropriate authority" means the Marine Management Organisation.".
- (3) In subsection (9) (meaning of "the appropriate authority") at the beginning insert " Except as provided by subsection (8A), ".
- (4) At the end of the section insert—
 - "(12) In this section—
 - (a) "the restricted English inshore region" means so much of the English inshore region as lies to seaward of mean low water mark;
 - (b) "the English inshore region" has the meaning given by section 322 of the Marine and Coastal Access Act 2009.".
- (5) To the extent that an application for a licence under section 16 of the Wildlife and Countryside Act 1981 which was made, but not determined or withdrawn, before the coming into force of this section relates to the restricted English inshore region, the application is to be treated as an application made to the MMO after the coming into force of this section.

Commencement Information

I2 S. 10 in force at 1.4.2010 by S.I. 2010/298, art. 2, Sch. para. 2

11 Sea Fisheries (Wildlife Conservation) Act 1992

In section 1(1) of the Sea Fisheries (Wildlife Conservation) Act 1992 (c. 36) (conservation in the exercise of sea fisheries functions) after "the Minister or Ministers" insert "or the Marine Management Organisation".

Commencement Information

I3 S. 11 in force at 1.4.2010 by S.I. 2010/298, art. 2, Sch. para. 3

Changes to legislation:

Marine and Coastal Access Act 2009, Cross Heading: Nature conservation is up to date with all changes known to be in force on or before 21 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

View outstanding changes

Changes and effects yet to be applied to the whole Act associated Parts and Chapters: Whole provisions yet to be inserted into this Act (including any effects on those

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- s. 72A(2A) inserted by 2023 c. 55 s. 232(2)(d)
- s. 72A(6)(a) words in s. 72A(6) renumbered as s. 72A(6)(a) by 2023 c. 55 s. 232(2) (f)(i)
- s. 72A(6)(a) words inserted by 2023 c. 55 s. 232(2)(f)(ii)
- s. 72A(6)(b) and word inserted by 2023 c. 55 s. 232(2)(f)(iii)
- Sch. 6 para. 1(2)(da) inserted by 2023 c. 55 Sch. 8 para. 31(2)(a)