



Levelling-up and Regeneration Act 2023

2023 CHAPTER 55

PART 12

MISCELLANEOUS

PROSPECTIVE

232 Marine licensing

- (1) The Marine and Coastal Access Act 2009 is amended in accordance with subsections (2) to (7).
- (2) In section 72A (further fees chargeable where the Welsh Ministers are the appropriate licensing authority)—
 - (a) in the heading, from “Welsh” to the end substitute “appropriate licensing authority is the Secretary of State, the Scottish Ministers or the Welsh Ministers”;
 - (b) in subsection (1), for the words from “Welsh” to the end substitute “appropriate licensing authority in relation to a marine licence granted under this Part is the Secretary of State, the Scottish Ministers or the Welsh Ministers.”;
 - (c) in subsection (2)(c), insert at the beginning “where the Welsh Ministers are the licensing authority.”;
 - (d) after subsection (2) insert—

“(2A) Where the licensing authority is the Secretary of State or the Scottish Ministers, the authority may charge a fee for dealing with—

 - (a) a variation of the licence under section 72(3) (whether or not on an application), or
 - (b) a transfer and variation of the licence under section 72(7).”;
 - (e) in subsection (4), for “subsection (2)” substitute “subsections (2) and (2A)”;
 - (f) in subsection (6)—

Status: This version of this provision is prospective.

Changes to legislation: There are currently no known outstanding effects for the Levelling-up and Regeneration Act 2023, Section 232. (See end of Document for details)

- (i) the words from “an application” to “72” become paragraph (a),
 - (ii) at the beginning of that paragraph insert “where the Welsh Ministers are the licensing authority,”,
 - (iii) after that paragraph insert “, or
 - (b) where the licensing authority is the Secretary of State or the Scottish Ministers, an application for a variation of a licence under section 72(3) or a transfer and variation of a licence under section 72(7),”;
 - (iv) in the closing words, after “licensee” insert “or (as the case may be) other applicant”; and
 - (g) in subsection (9), after “licensee” insert “or other applicant”.
- (3) In section 98 (delegation of functions), in subsection (6)—
- (a) in paragraph (ca), for “Welsh Ministers are the licensing authority” substitute “licensing authority is the Secretary of State, the Scottish Ministers or the Welsh Ministers”;
 - (b) in paragraph (ha), for “Welsh Ministers are the licensing authority” substitute “licensing authority is the Secretary of State, the Scottish Ministers or the Welsh Ministers”;
 - (c) in paragraph (hb), for “Welsh Ministers are the licensing authority” substitute “licensing authority is the Secretary of State, the Scottish Ministers or the Welsh Ministers”.
- (4) In section 107A (deposits on account of fees payable)—
- (a) in the heading, after “the” insert “Secretary of State, the Scottish Ministers or the”;
 - (b) in subsection (1), from “Welsh” to the end substitute “appropriate licensing authority is the Secretary of State, the Scottish Ministers or the Welsh Ministers.”
- (5) In section 107B (supplementary provision about fees)—
- (a) in the heading, after “the” insert “Secretary of State, the Scottish Ministers or the”;
 - (b) in subsection (1), from “Welsh” to the end substitute “appropriate licensing authority is the Secretary of State, the Scottish Ministers or the Welsh Ministers.”
- (6) In section 108 (appeals against notices), in subsection (2A), at the beginning insert “The Secretary of State, the Scottish Ministers or”.
- (7) In section 110A (fees: oil and gas activities for which marine licence needed), in subsection (4)—
- (a) after “67,” insert “72(3), 72(7) or 72A(2)(a) or (b),”;
 - (b) after “67(2)” insert “or 72A(4)”;
 - (c) after “67(5)” insert “or 72A(6)”.
- (8) The amendments made to the Marine and Coastal Access Act 2009 by sections 77 to 80 of the [Environment \(Wales\) Act 2016 \(anaw 3\)](#) extend to Scotland and Northern Ireland (as well as England and Wales).
- (9) The Public Bodies (Marine Management Organisation) (Fees) Order 2014 ([S.I. 2014/2555](#)) is revoked.

Status: This version of this provision is prospective.

Changes to legislation: There are currently no known outstanding effects for the Levelling-up and Regeneration Act 2023, Section 232. (See end of Document for details)

Commencement Information

II S. 232 not in force at Royal Assent, see [s. 255\(9\)\(a\)](#)

Status:

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Changes to legislation:

There are currently no known outstanding effects for the Levelling-up and Regeneration Act 2023, Section 232.