

Status: Point in time view as at 31/12/2020.

Changes to legislation: Harbours Act 1964, Paragraph 2 is up to date with all changes known to be in force on or before 28 June 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)

SCHEDULES

[^{F1}SCHEDULE 3

PROCEDURE FOR MAKING HARBOUR REVISION AND EMPOWERMENT ORDERS

Textual Amendments

- F1** Sch. 3 substituted (1.2.2000) by [The Harbour Works \(Environmental Impact Assessment\) Regulations 1999 \(S.I. 1999/3445\)](#), reg. 15(4), **Sch. 3**

Modifications etc. (not altering text)

- C1** Sch. 3 modified (1.4.2001) by [2000 c. 38, s. 37, Sch. 5 para. 1\(2\)\(j\)](#) (with s. 106); [S.I. 2001/869, art.2](#)
C1 Sch. 3: transfer of functions (1.4.2018) by [Wales Act 2017 \(c. 4\), ss. 29\(2\)\(b\)\(ii\), 71\(4\)](#) (with [Sch. 7 paras. 1, 6, 9](#)); [S.I. 2017/1179, reg. 3\(g\)](#) (with transitional provisions and savings in [S.I. 2018/278, reg. 2, Sch.](#))

PART I

ORDERS MADE ON APPLICATION TO THE SECRETARY OF STATE

Introductory

- 2 A project shall be treated for the purposes of this Part as not [^{F2}of a type specified in] Annex II to the Directive unless—
- the area of the works comprised in the project exceeds 1 hectare,
 - any part of the works is to be carried out in a sensitive area, or
 - the Secretary of State determines that the project shall be treated for the purposes of this Part as [^{F2}of a type specified in] that Annex.]

Textual Amendments

- F2** Words in [Sch. 3 para. 2](#) substituted (31.12.2020) by [The Harbours and Highways \(Environmental Impact Assessment\) \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/460\)](#), regs. 1, **2(4)(d)**

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