



# Marine and Coastal Access Act 2009

## 2009 CHAPTER 23

### PART 4

#### MARINE LICENSING

#### CHAPTER 1

#### MARINE LICENCES

### 72 Variation, suspension, revocation and transfer

- (1) A licensing authority may by notice vary, suspend or revoke a licence granted by it if it appears to the authority that there has been a breach of any of its provisions.
- (2) A licensing authority may by notice vary, suspend or revoke a licence granted by it if it appears to the authority that—
  - (a) in the course of the application for the licence, any person either supplied information to the authority that was false or misleading or failed to supply information, and
  - (b) if the correct information had been supplied the authority would have, or it is likely that the authority would have, refused the application or granted the licence in different terms.
- (3) A licensing authority may by notice vary, suspend or revoke a licence granted by it if it appears to the authority that the licence ought to be varied, suspended or revoked—
  - (a) because of a change in circumstances relating to the environment or human health;
  - (b) because of increased scientific knowledge relating to either of those matters;
  - (c) in the interests of safety of navigation;
  - (d) for any other reason that appears to the authority to be relevant.
- (4) A suspension under subsection (1), (2) or (3) is for such period as the authority specifies in the notice of suspension.

*Status: Point in time view as at 05/03/2022. This version of this provision has been superseded.*

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- (5) A licensing authority may by further notice extend the period of a suspension.
- (6) But a licence may not by virtue of this section be suspended for a period exceeding 18 months.
- (7) On an application made by a licensee, the licensing authority which granted the licence—
- (a) may transfer the licence from the licensee to another person, and
  - (b) if it does so, must vary the licence accordingly.
- (8) A licence may not be transferred except in accordance with subsection (7).

#### **Modifications etc. (not altering text)**

- C1** Pt. 4 Ch. 1 modified (E.W.S.) (6.8.2014) by [The Rampion Offshore Wind Farm Order 2014 \(S.I. 2014/1873\)](#), arts. 1, 11, **Sch. 13 Pt. 2 Sch. 14 Pts. 2** (with arts. 12, 13, Pt. 2 para. 6, Pt. 3 para. 5, Pt. 4 para. 4, Pt. 5 para. 4, Sch. 12 paras. 19)
- C2** Pt. 4 excluded (E.W.S.) (11.3.2015) by [The Dogger Bank Creyke Beck Offshore Wind Farm Order 2015 \(S.I. 2015/318\)](#), arts. 1, **8(6)** (with arts. 40, 41, Pt. 2 para. 4(2), Pt. 2 para. 4(3), Pt. 2 para. 19, Pt. 4 para. 3, Pt. 4 para. 4, Pt. 4 para. 16, Sch. 12 paras. 4, 9(2), 10)
- C3** Pt. 4 excluded (E.W.S.) (26.8.2015) by [The Dogger Bank Teesside A and B Offshore Wind Farm Order 2015 \(S.I. 2015/1592\)](#), arts. 1, **8(7)** (with arts. 40, 41)
- C4** Pt. 4 modified (E.W.S.) (7.9.2016) by [The Hornsea Two Offshore Wind Farm Order 2016 \(S.I. 2016/844\)](#), arts. 1(2), **36** (with arts. 37, 38)
- C5** Pt. 4 modified (E.W.S.) (22.1.2021) by [The Hornsea Three Offshore Wind Farm Order 2020 \(S.I. 2020/1656\)](#), arts. 1, **31** (with arts. 40, 41, Sch. 9 Pt. 5 para. 18)
- C6** Pt. 4 applied (E.W.S.) (1.1.2022) by [The Norfolk Boreas Offshore Wind Farm Order 2021 \(S.I. 2021/1414\)](#), arts. 1, **32** (with arts. 41, 42, Sch. 17 para. 66)
- C7** Pt. 4 applied (E.W.S.) (5.3.2022) by [The Norfolk Vanguard Offshore Wind Farm Order 2022 \(S.I. 2022/138\)](#), arts. 1, **32** (with arts. 41, 42, Sch. 16)
- C8** S. 72 applied in part (E.W.S.) (20.2.2013) by [The Kentish Flats Extension Order 2013 \(S.I. 2013/343\)](#), art. 1, **Sch. 2 para. 2(5)** (with arts. 13, 14)
- C9** S. 72 applied (with modifications) (E.W.S.) (7.7.2014) by [The East Anglia ONE Offshore Wind Farm Order 2014 \(S.I. 2014/1599\)](#), art. 1, **Sch. 10 para. 5**, Sch. 11 para. 5 (with arts. 37, 38, Sch. 9 paras. 19)
- C10** S. 72 applied (with modifications) (E.W.S.) (6.8.2014) by [The Rampion Offshore Wind Farm Order 2014 \(S.I. 2014/1873\)](#), art. 1, **Sch. 13 para. 5**, Sch. 14 para. 5 (with arts. 12, 13, Sch. 12 Pt. 1 para. 19, Pt. 2 para. 6, Pt. 3 para. 5, Pt. 4 para. 4, Pt. 5 para. 4, )
- C11** S. 72 applied (with modifications) (E.W.S.) (26.9.2014) by [The Burbo Bank Extension Offshore Wind Farm Order 2014 \(S.I. 2014/2594\)](#), art. 1, **Sch. 2 para. 5**, Sch. 3 para. 5
- C12** S. 72 applied (in part) (E.W.) (28.11.2014) by [The Walney Extension Offshore Wind Farm Order 2014 \(S.I. 2014/2950\)](#), art. 1, **Sch. 10 para. 3(6)** (with arts. 38, 39)
- C13** S. 72 applied in part (with modifications) (E.W.S.) (31.12.2014) by [The Hornsea One Offshore Wind Farm Order 2014 \(S.I. 2014/3331\)](#), art. 1, **Sch. 8 para. 2(5)**, Sch. 9 para. 2(5), Sch. 10 para. 2(6), Sch. 11 para. 2(8) (with arts. 37, 38)
- C14** S. 72 applied (with modifications) (E.W.S.) (7.8.2015) by [The Preesall Underground Gas Storage Facility Order 2015 \(S.I. 2015/1561\)](#), art. 1, **Sch. 7 para. 5** (with art. 44)
- C15** S. 72 applied (with modifications) (E.W.S.) (7.9.2016) by [The Hornsea Two Offshore Wind Farm Order 2016 \(S.I. 2016/844\)](#), art. 1(2), **Sch. 8 para. 2(5)**, Sch. 9 para. 2(7), Sch. 10 para. 2(5), Sch. 11 para. 2(7) (with arts. 37, 38)
- C16** S. 72 applied (with modifications) (27.9.2016) by [The Triton Knoll Electrical System Order 2016 \(S.I. 2016/880\)](#), art. 1(2), **Sch. 9 para. 4** (with arts. 39, 40, Sch. 8 para. 19)

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- C17** S. 72 applied (with modifications) (E.W.S.) (29.8.2017) by The East Anglia THREE Offshore Wind Farm Order 2017 (S.I. 2017/826), art. 1, **Sch. 10 para. 7**, Sch. 11 para. 7, Sch. 12 para. 7, Sch. 13 para. 7, Sch. 14 para. 7, Sch. 15 para. 7 (with arts. 36, 37, Sch. 8 para. 34)
- C18** S. 72 applied (in part) (E.W.) (22.7.2020) by The Norfolk Vanguard Offshore Wind Farm Order 2020 (S.I. 2020/706), art. 1, **Sch. 11 Pt. 2 para. 2** (with arts. 41, 42, Sch. 16 para. 66)
- C19** S. 72 applied (in part) (E.W.) (22.7.2020) by The Norfolk Vanguard Offshore Wind Farm Order 2020 (S.I. 2020/706), art. 1, **Sch. 9 Pt. 2 para. 2** (with arts. 41, 42, Sch. 16 para. 66)
- C20** S. 72 applied (in part) (E.W.) (22.7.2020) by The Norfolk Vanguard Offshore Wind Farm Order 2020 (S.I. 2020/706), art. 1, **Sch. 12 Pt. 2 para. 2** (with arts. 41, 42, Sch. 16 para. 66)
- C21** S. 72 applied (in part) (E.W.) (22.7.2020) by The Norfolk Vanguard Offshore Wind Farm Order 2020 (S.I. 2020/706), art. 1, **Sch. 10 Pt. 2 para. 2** (with arts. 41, 42, Sch. 16 para. 66)
- C22** S. 72 applied (with modifications) (E.W.S.) (22.1.2021) by The Hornsea Three Offshore Wind Farm Order 2020 (S.I. 2020/1656), art. 1, **Sch. 12 Pt. 1 para. 7** (with arts. 40, 41, Sch. 9 Pt. 5 para. 18)
- C23** S. 72 applied (with modifications) (E.W.S.) (22.1.2021) by The Hornsea Three Offshore Wind Farm Order 2020 (S.I. 2020/1656), art. 1, **Sch. 11 Pt. 1 para. 7** (with arts. 40, 41, Sch. 9 Pt. 5 para. 18)
- C24** S. 72 applied in part (E.W.S.) (1.1.2022) by The Norfolk Boreas Offshore Wind Farm Order 2021 (S.I. 2021/1414), art. 1, **Sch. 9 Pt. 2 para. 2** (with arts. 41, 42, Sch. 17 para. 66)
- C25** S. 72 applied in part (E.W.S.) (1.1.2022) by The Norfolk Boreas Offshore Wind Farm Order 2021 (S.I. 2021/1414), art. 1, **Sch. 10 Pt. 2 para. 2** (with arts. 41, 42, Sch. 17 para. 66)
- C26** S. 72 applied in part (E.W.S.) (1.1.2022) by The Norfolk Boreas Offshore Wind Farm Order 2021 (S.I. 2021/1414), art. 1, **Sch. 11 Pt. 2 para. 2** (with arts. 41, 42, Sch. 17 para. 66)
- C27** S. 72 applied in part (E.W.S.) (1.1.2022) by The Norfolk Boreas Offshore Wind Farm Order 2021 (S.I. 2021/1414), art. 1, **Sch. 13 Pt. 2 para. 2** (with arts. 41, 42, Sch. 17 para. 66)
- C28** S. 72 applied in part (E.W.S.) (1.1.2022) by The Norfolk Boreas Offshore Wind Farm Order 2021 (S.I. 2021/1414), art. 1, **Sch. 12 Pt. 2 para. 2** (with arts. 41, 42, Sch. 17 para. 66)
- C29** S. 72 applied in part (E.W.S.) (5.3.2022) by The Norfolk Vanguard Offshore Wind Farm Order 2022 (S.I. 2022/138), art. 1, **Sch. 11 Pt. 2 para. 2** (with arts. 41, 42, Sch. 16)
- C30** S. 72 applied in part (E.W.S.) (5.3.2022) by The Norfolk Vanguard Offshore Wind Farm Order 2022 (S.I. 2022/138), art. 1, **Sch. 9 Pt. 2 para. 2** (with arts. 41, 42, Sch. 16)
- C31** S. 72 applied in part (E.W.S.) (5.3.2022) by The Norfolk Vanguard Offshore Wind Farm Order 2022 (S.I. 2022/138), art. 1, **Sch. 10 Pt. 2 para. 2** (with arts. 41, 42, Sch. 16)
- C32** S. 72 applied in part (E.W.S.) (5.3.2022) by The Norfolk Vanguard Offshore Wind Farm Order 2022 (S.I. 2022/138), art. 1, **Sch. 12 Pt. 2 para. 2** (with arts. 41, 42, Sch. 16)
- C33** S. 72(7)(8) excluded (E.W.S.) (11.3.2015) by The Dogger Bank Creyke Beck Offshore Wind Farm Order 2015 (S.I. 2015/318), arts. 1, **8(10)** (with arts. 40, 41, Pt. 2 para. 4(2), Pt. 2 para. 4(3), Pt. 2 para. 19, Pt. 4 para. 3, Pt. 4 para. 4, Pt. 4 para. 16, Sch. 12 paras. 4, 9(2), 10)
- C34** S. 72(7)(8) excluded (E.W.S.) (26.8.2015) by The Dogger Bank Teesside A and B Offshore Wind Farm Order 2015 (S.I. 2015/1592), arts. 1, **8(7)** (with arts. 40, 41)
- C35** S. 72(7)(8) excluded (E.W.S.) by S.I. 2014/2950, art. 5 (as substituted (28.7.2016) by The Walney Extension Offshore Wind Farm (Amendment) Order 2016 (S.I. 2016/810), arts. 1, **2(2)**)
- C36** S. 72(7)(8) excluded (E.W.S.) (10.8.2016) by The York Potash Harbour Facilities Order 2016 (S.I. 2016/772), arts. 1, **8(10)** (with arts. 35, 36)
- C37** S. 72(7)(8) excluded (E.W.S.) (27.9.2016) by The Triton Knoll Electrical System Order 2016 (S.I. 2016/880), arts. 1(2), **5(6)** (with arts. 39, 40, Sch. 8 para. 19)
- C38** S. 72(7)(8) excluded (E.W.) (19.6.2020) by The Cleve Hill Solar Park Order 2020 (S.I. 2020/547), arts. 1, **5(12)** (with art. 37)
- C39** S. 72(7)(8) excluded (E.W.S.) (1.1.2022) by The Norfolk Boreas Offshore Wind Farm Order 2021 (S.I. 2021/1414), arts. 1, **6(16)** (with arts. 41, 42, Sch. 17 para. 66)
- C40** S. 72(7)(8) excluded (E.W.S.) (5.3.2022) by The Norfolk Vanguard Offshore Wind Farm Order 2022 (S.I. 2022/138), arts. 1, **6(16)** (with arts. 41, 42, Sch. 16)

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#### **Commencement Information**

**II** S. 72 in force at 6.4.2011 by [S.I. 2011/556](#), **art. 3(2)(a)**

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