



# Environment Act 2021

## 2021 CHAPTER 30

### PART 7

#### CONSERVATION COVENANTS

##### *Effect of conservation covenant*

#### **123 Benefit of obligation of responsible body**

- (1) Subject to the following provisions, an obligation of the responsible body under a conservation covenant is owed—
  - (a) to the landowner under the covenant, and
  - (b) to any person who becomes a successor of the landowner under the covenant.
- (2) In this section “successor” (in relation to the landowner under the covenant) means a person who holds, in respect of any of the land to which the obligation relates—
  - (a) the qualifying estate, or
  - (b) an estate in land derived (whether immediately or otherwise) from the qualifying estate after the creation of the covenant.
- (3) An obligation of the responsible body under a conservation covenant ceases to be owed to the landowner under the covenant, or to a person who becomes a successor of that landowner, in respect of—
  - (a) land which ceases to be land to which the obligation relates,
  - (b) in the case of the landowner under the covenant, land in relation to which the landowner ceases to be the holder of the qualifying estate, or
  - (c) in the case of a successor, land in relation to which the successor ceases to be the holder of the qualifying estate or of the estate derived from the qualifying estate, as the case may be.
- (4) Subsection (1)(b) does not apply if the obligation is ancillary to an obligation of the landowner under the covenant which does not bind the successor.

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*Status: Point in time view as at 01/04/2023.*

*Changes to legislation: There are currently no known outstanding effects for the Environment Act 2021, Section 123. (See end of Document for details)*

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### Commencement Information

- I1** S. 123 not in force at Royal Assent, see [s. 147\(3\)](#)
- I2** [S. 123](#) in force at 30.9.2022 by [S.I. 2022/48, reg. 5\(a\)](#)

**Status:**

Point in time view as at 01/04/2023.

**Changes to legislation:**

There are currently no known outstanding effects for the Environment Act 2021, Section 123.