

STATUTORY RULES OF NORTHERN IRELAND

2011 No. 78

The Marine Licensing (Exempted Activities) Order (Northern Ireland) 2011

PART 3

Activities to which Article 4 applies and conditions

[^{F1}Samples for testing or analysis

17A.—(1) Article 4 applies to a removal activity carried on for the purpose of taking a sample of any material for testing or analysis.

(2) Paragraph (1) is subject to the condition that notice of the intention to carry on the removal activity must be given to the licensing authority before the removal activity is carried on.

(3) But Article 4 does not apply—

- (a) to any such removal activity where the volume of material removed exceeds 1 cubic metre;
- (b) to any such removal activity that causes, or is likely to cause, obstruction or danger to navigation; or
- (c) to any such removal activity—
 - (i) that falls within sub-paragraph (a), (b) or (c) of paragraph (4); and
 - (ii) that is not directly connected with or necessary to the management of the site or zone (as the case may be) referred to in that sub-paragraph.

(4) A removal activity falls within this paragraph if—

- (a) it is a plan or project likely (either alone or in combination with other plans or projects) to have a significant effect on a European site;
- (b) it is likely to have significant effect on a Ramsar site; or
- (c) it is capable of affecting (other than insignificantly)—
 - (i) the protected features of an MCZ; or
 - (ii) any ecological or geomorphological process on which the conservation of any protected feature of an MCZ is (wholly or in part) dependent.]

Textual Amendments

F1 Arts. 17A, 17B inserted (1.4.2022) by [The Marine Licensing \(Exempted Activities\) \(Amendment\) Order \(Northern Ireland\) 2022 \(S.R. 2022/68\)](#), arts. 1, 8

Changes to legislation:

There are currently no known outstanding effects for the The Marine Licensing (Exempted Activities) Order (Northern Ireland) 2011, Section 17A.