
DRAFT STATUTORY INSTRUMENTS

2010 No.

The Offshore Petroleum Activities (Oil Pollution Prevention and Control) (Amendment) Regulations 2010

Amendment of the 2005 Regulations

21. In regulation 16 (offences)—

(a) in paragraph (1)—

(i) after sub-paragraph (a) insert—

“(aa) contravenes regulation 3A;”;

(ii) in sub-paragraph (c) omit “granted under these Regulations”;

(iii) in sub-paragraph (d) for “3(4)” substitute “11A”; and

(iv) in paragraph (i) of sub-paragraph (g) for “assignment” substitute “transfer”.

(b) in paragraph (2)—

(i) after “(1)(a)” insert “or (1)(aa)” and delete “, (1)(b), (1)(c) or 1(d),” and

(ii) after “contravention” delete “or failure”;

(c) in paragraph (3), for sub-paragraph (a) substitute—

“(a) that the thing done was not a reasonable step to take in the circumstances;”;

(d) in paragraph (4), omit “into relevant waters”; and

(e) after paragraph (10) insert—

“(11) Proceedings in England and Wales for an offence under this regulation may be brought only by, or with the consent of, the Secretary of State or the Director of Public Prosecutions.

“(12) Proceedings in Northern Ireland for an offence under this regulation may be brought only by, or with the consent of, the Secretary of State or the Director of Public Prosecutions for Northern Ireland.”.