



# Food and Environment Protection Act 1985

## 1985 CHAPTER 48

### PART II

#### DEPOSITS IN THE SEA

##### *Miscellaneous*

#### **13 Powers of Ministers to test and to charge for testing**

- (1) At the request of any person either of the Ministers may conduct tests for the purpose of ascertaining the probable effect on the marine environment and the living resources which it supports of using for the purpose of treating oil on the surface of the sea any substance produced for that purpose.
- (2) If either of the Ministers conducts any tests under this section, he may recover any expenses reasonably incurred by him in conducting them from any person at whose request they were conducted.

#### **14 Duty of licensing authority to keep register of licences**

Each licensing authority shall compile and keep available for public inspection free of charge at reasonable hours a register containing—

- (a) in respect of each licence issued by the authority for an operation such as is mentioned in section 5(a), (b), (c), (d), (f) or (g) or section 6 above, the particulars specified in Part I of Schedule 4 to this Act; and
  - (b) in respect of each licence so issued for an operation such as is mentioned in section 5(e) or (h) above, the particulars specified in Part II of that Schedule,
- and shall furnish a copy of the entry relating to any such licence to any person on payment by him of such reasonable fee as the authority may with the consent of the Treasury determine.

## **15 Repeal of Dumping at Sea Act 1974, consequential amendments and transitional provisions**

—The Dumping at Sea Act 1974 is hereby repealed.

- (2) Notwithstanding that repeal, Her Majesty's Government in the United Kingdom may continue to make payments to the international organisations.
- (3) In each of the enactments to which this subsection applies for the words " the Dumping at Sea Act 1974 " there shall be substituted the words " Part II of the Food and Environment Protection Act 1985 ".
- (4) The enactments to which subsection (3) above applies are—
  - (a) sections 31(2)(6)(iii) and 32(4)(b) of the Control of Pollution Act 1974;
  - (b) section 45(3) of the Petroleum and Submarine Pipe-lines Act 1975;
  - (c) section 16 of the Deep Sea Mining (Temporary Pro visions) Act 1981.
- (5) In section 18 of the Offshore Petroleum Development (Scotland) Act 1975—
  - (a) paragraph (h) shall cease to have effect; and
  - (b) the following paragraph shall be added after paragraph (i)—
    - “(j) Part II of the Food and Environment Protection Act 1985.”.
- (6) The following paragraph shall be substituted for section 42(1)(d) of the Local Government (Miscellaneous Provisions) Act 1976—
  - “(d) Part II of the Food and Environment Protection Act 1985 (which relates to deposits in the sea).”.
- (7) Without prejudice to section 17(2) of the Interpretation Act 1978 (repeal and re-enactment) any licence under the Dumping at Sea Act 1974 which is in force immediately before the commencement of this Part of this Act—
  - (a) shall have effect as from the commencement of this Part of this Act as if granted under this Part of this Act; and
  - (b) in the case of a licence for a specified period, shall remain in force, subject to the provisions of this Part of this Act, for so much of that period as falls after the commencement of this Part of this Act.