



Food and Environment Protection Act 1985

1985 CHAPTER 48

PART II

DEPOSITS IN THE SEA

Miscellaneous

[^{F1}14] **Duty of licensing authority to keep public registers of information.**

- (1) It shall be the duty of each licensing authority, as respects licences for which it is the licensing authority, to maintain, in accordance with regulations, a register containing prescribed particulars of or relating to—
 - (a) applications for licences made to that authority;
 - (b) the licences issued by that authority;
 - (c) variations of licences effected by that authority;
 - (d) revocations of licences effected by that authority;
 - (e) convictions for any offences under section 9 above;
 - (f) information obtained or furnished in pursuance of section 8(3), (4) or (5) above;
 - (g) the occasions on which either of the Ministers has carried out any operation under section 10 above; and
 - (h) such other matters relating to operations for which licences are needed under this Part of this Act as may be prescribed.
- (2) No information shall be included in any register which, in the opinion of either of the Ministers, is such that its disclosure on the register—
 - (a) would be contrary to the interests of national security, or
 - (b) would prejudice to an unreasonable degree some person's commercial interests.

Changes to legislation: There are currently no known outstanding effects for the Food and Environment Protection Act 1985, Section 14. (See end of Document for details)

- (3) Information excluded from a register by virtue of subsection (2)(b) above shall be treated as ceasing to prejudice a person's commercial interests at the expiry of the period of four years beginning with the date on which the Minister made his decision under that subsection; but, on the application of any person to whom it relates, the Minister shall decide whether the information should be included or continue to be excluded from the register.
- (4) Where information of any description is excluded from a register by virtue of subsection (2)(b) above, a statement shall be entered in the register indicating the existence of information of that description.
- (5) It shall be the duty of each licensing authority—
- (a) to secure that the register maintained by the authority under this section is available, at all reasonable times, for inspection by the public free of charge; and
 - (b) to afford to members of the public facilities for obtaining copies of entries, on payment of reasonable charges.
- (6) Registers under this section may be kept in any form.
- (7) In this section “ prescribed ” means prescribed in regulations.
- (8) Either of the Ministers may exercise any power to make regulations under this section and any such power shall be exercisable by statutory instrument, subject to annulment in pursuance of a resolution of either House of Parliament.]

Textual Amendments

- F1** S. 14 substituted (31.5.1991) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), **s. 147**, S.I. 1991/1319, art.2

Modifications etc. (not altering text)

- C1** S. 14 extended (with modifications) (22.8.1997) by [S.I. 1997/1770](#), **art. 3**
- C2** S. 14 extended (with modifications) (22.8.1997) by [S.I. 1997/1771](#), **art. 3**
- C3** S. 14 power to transfer functions conferred (1.12.1998) by [1998 c. 38, s. 22\(1\)\(c\)\(5\)](#), **Sch. 3 Pt. I**, para. 4(1)(a) (with [ss. 139\(2\), 143\(2\)](#)); [S.I. 1998/2789](#), **art. 2**

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