



Petroleum Act 1987

1987 CHAPTER 12

PART I

ABANDONMENT OF OFFSHORE INSTALLATIONS

14 Validity of Secretary of State's acts

- (1) If any person is aggrieved by any of the acts of the Secretary of State mentioned in subsection (2) and desires to question its validity on the ground that it was not within the powers of the Secretary of State or that the relevant procedural requirements had not been complied with, he may within 42 days of the day on which the act was done make an application to the court under this section.
- (2) The acts referred to in subsection (1) are—
 - (a) the giving of a notice under section 1(1);
 - (b) the approval of a programme under section 4;
 - (c) the rejection of a programme under section 4;
 - (d) a determination under section 6;
 - (e) a determination under section 7;
 - (f) the giving of a notice under section 10(4).
- (3) If on an application under this section the court is satisfied that the act in question was not within the powers of the Secretary of State or that the applicant has been substantially prejudiced by a failure to comply with the relevant procedural requirements, the court may quash the act.
- (4) Except as provided by this section, the validity of any of the acts of the Secretary of State referred to in subsection (1) shall not be questioned in any legal proceedings whatever.
- (5) In this section "the relevant procedural requirements"—
 - (a) in relation to the giving of a notice under section 1(1), means the requirements of section 3(5);

Status: This is the original version (as it was originally enacted).

- (b) in relation to the approval of a programme under section 4, means the requirements of section 4(3);
 - (c) in relation to the rejection of a programme under section 4, means the requirements of section 4(4);
 - (d) in relation to a determination under section 6, means the requirements of section 6(5), (6) and (7);
 - (e) in relation to a determination under section 7, means the requirements of section 7(2);
 - (f) in relation to the giving of a notice under section 10(4), means the requirements of section 10(5).
- (6) In this section, "the court" means—
- (a) in relation to England and Wales, the High Court;
 - (b) in relation to Scotland, the Court of Session;
 - (c) in relation to Northern Ireland, the High Court.