

Status: Point in time view as at 16/05/2017.

Changes to legislation: Environment Act 1995, Cross Heading: General modifications of references to the National Rivers Authority is up to date with all changes known to be in force on or before 14 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 15

MINOR AND CONSEQUENTIAL AMENDMENTS RELATING TO FISHERIES

General modifications of references to the National Rivers Authority

- 2 (1) Subject to—
- (a) the following provisions of this Schedule,
 - (b) the provisions of sections 102 to 104 of this Act, and
 - (c) any repeal made by this Act,
- any provision to which this paragraph applies which contains, or falls to be construed as containing, a reference (however framed and whether or not in relation to an area) to the National Rivers Authority shall have effect on and after the transfer date as if that reference were a reference to the Agency.
- (2) Sub-paragraph (1) above is subject to paragraph 1(2)(a) of Schedule 17 to the ^{M1}Water Act 1989 (references in certain local statutory provisions or subordinate legislation to the area of a particular water authority to have effect as references to the area which, immediately before the transfer date within the meaning of that Act, was the area of that authority for the purposes of their functions relating to fisheries).
- (3) Subject as mentioned in sub-paragraph (1) above, any provision to which this paragraph applies which contains, or falls to be construed as containing, a reference (however framed) to the whole area in relation to which the National Rivers Authority carries out its functions in relation to fisheries shall have effect on and after the transfer date as if that reference were a reference to the whole area in relation to which the ^{M2}Agency carries out its functions relating to fisheries.
- (4) ^{M3}The provisions to which this paragraph applies are the provisions of—
- (a) [^{F1}the Sea Fisheries Regulation Act 1966;]
 - (b) the Salmon and Freshwater Fisheries Act 1975; and
 - (c) any local statutory provision or subordinate legislation which is in force immediately before the transfer date and—
 - (i) relates to the carrying out by the National Rivers Authority of any function relating to fisheries; or
 - (ii) in the case of subordinate legislation, was made by virtue of any provision to which this paragraph applies ^{F2}....
- (5) The modifications made by this paragraph shall be subject to any power by subordinate legislation to revoke or amend any provision to which this paragraph applies; and, accordingly, any such power, including the powers conferred by section 121 of this Act and paragraph 3 below, shall be exercisable so as to exclude the operation of this paragraph in relation to the provisions in relation to which the power is conferred.

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Textual Amendments

- F1** Sch. 15 para. 2(4)(a) repealed (1.4.2010 for W., 1.4.2011 for E.) by [Marine and Coastal Access Act 2009](#) (c. 23), s. 324(3), **Sch. 22 Pt. 4**; S.I. 2010/630, art. 3(b) (with arts. 8, 12); S.I. 2011/556, art. 2(2)(o) (with art. 2(3))
- F2** Words in Sch. 15 para. 2(4)(c)(ii) omitted (E.W.) (27.3.2009) by virtue of [The Aquatic Animal Health \(England and Wales\) Regulations 2009](#) (S.I. 2009/463), reg. 1(2), **Sch. 2 para. 9(c)(i)** (with reg. 2(2)) and words in Sch. 15 para. 2(4)(c)(ii) omitted (S.) (27.3.2009) by virtue of [The Aquatic Animal Health \(Scotland\) Regulations 2009](#) (S.S.I. 2009/85), reg. 1(2)(c), **sch. 2 para. 9(c)(i)** (with reg. 2.)

Marginal Citations

- M1** 1989 c. 15.
M2 1975 c. 51.
M3 1966 c. 38.

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