



Environment Act 1995

1995 CHAPTER 25

PART I

THE ENVIRONMENT AGENCY AND THE SCOTTISH ENVIRONMENT PROTECTION AGENCY

CHAPTER I

THE ENVIRONMENT AGENCY

Advisory committees

13 Regional and local fisheries advisory committees

- (1) It shall be the duty of the Agency—
 - (a) to establish and maintain advisory committees of persons who are not members of the Agency but appear to it to be interested in salmon fisheries, trout fisheries, freshwater fisheries or eel fisheries in the different parts of the controlled area; and
 - (b) to consult those committees as to the manner in which the Agency is to perform its duty under section 6(6) above.
- (2) If the Agency, with the consent of the Ministers, so determines, it shall also be under a duty to consult those committees, or such of them as may be specified or described in the determination, as to—
 - (a) the manner in which it is to perform its duties under or by virtue of such of the enactments relating to recreation, conservation or navigation as may be the subject of the determination, or
 - (b) such matters relating to recreation, conservation or navigation as may be the subject of the determination.
- (3) Where, by virtue of subsection (2) above, the Agency is under a duty to consult those committees or any of them, there may be included among the members of the

committees in question persons who are not members of the Agency but who appear to it to be interested in matters—

- (a) likely to be affected by the manner in which it performs the duties to which the determination in question relates, or
- (b) which are the subject of the determination,

if the Ministers consent to the inclusion of persons of that description.

(4) The duty to establish and maintain advisory committees imposed by subsection (1) above is a duty to establish and maintain—

- (a) a regional advisory committee for each such region of the controlled area as the Agency considers it appropriate for the time being to regard as a region of that area for the purposes of this section; and
- (b) such local advisory committees as the Agency considers necessary to represent—

- (i) the interests referred to in subsection (1)(a) above, and
- (ii) where persons may be appointed members of those committees by virtue of subsection (3) above by reference to any such interests as are mentioned in that subsection, the interests in question,

in the different parts of each such region.

(5) It shall be the duty of the Agency in determining the regions for which regional advisory committees are established and maintained under this section to ensure that one of those regions consists (apart from territorial waters) wholly or mainly of, or of most of, Wales.

(6) In addition to any members appointed under the foregoing provisions of this section, there shall, in the case of each regional advisory committee established and maintained under this section, also be a chairman appointed—

- (a) by the Secretary of State, in the case of the committee established and maintained for the region described in subsection (5) above; or
- (b) by the Minister, in any other case.

(7) There shall be paid by the Agency—

- (a) to the chairman of any regional or local advisory committee established and maintained under this section such remuneration and such travelling and other allowances; and
- (b) to any other members of that committee such sums by way of reimbursement (whether in whole or in part) for loss of remuneration, for travelling expenses or for any other out-of-pocket expenses,

as may be determined by one of the Ministers.

(8) In this section “the controlled area” means the area specified in section 6(7) above in respect of which the Agency carries out functions under section 6(6) above and Part V of the 1991 Act.