Marine and Coastal Access Act 2009 (c. 23)
Schedule 6 – Marine plans: preparation and adoption
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SCHEDULES

SCHEDULE 6

MARINE PLANS: PREPARATION AND ADOPTION

Marine plans to be compatible with certain other marine plans and Planning Act plans

3   (1) In preparing or amending a marine plan for a marine plan area in its region, a marine plan authority must take all reasonable steps to secure that the plan is compatible with the marine plan for any marine plan area (whether or not within its marine planning region) which is related to that area.

(2) The marine plan authority for—

(a)   the English inshore region, or

(b)   the Welsh inshore region,

must also take all reasonable steps to secure that any marine plan for a marine plan area in its marine planning region is compatible with the [**F1**relevant Planning Act plan][**F1** development plan] for any area in England, Wales or Scotland which is related to the marine plan area.

(3) For the purposes of this paragraph, one area is "related to" another if one or more of the following conditions is met—

(a)   the one area adjoins or is adjacent to the other;

(b)   the one area lies wholly or partly within the other;

(c)   the whole or any part of the one area affects or is affected by the whole or any part of the other.

(4) [**F2**In the case of an area in England or Scotland, the "relevant Planning Act plan" is the development plan.]

(5) [**F2**In the case of an area in Wales, each of the following is a "relevant Planning Act plan"—

(a)   the development plan;

(b)   the Wales Spatial Plan.]

(6) In this paragraph—

"development plan"—

(a)   in the case of an area in England or Wales, is to be read in accordance with section 38(2) to (4) of the Planning and Compulsory Purchase Act 2004 (c. 5);

(b)   in the case of an area in Scotland, is to be read in accordance with section 24 of the Town and Country Planning (Scotland) Act 1997 (c. 8);

[**F3** " the Wales Spatial Plan " means the Wales Spatial Plan under section 60 of the Planning and Compulsory Purchase Act 2004.]

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Textual Amendments

F1   Words in Sch. 6 para. 3(2)(b) substituted (E.W.) (6.9.2015 for specified purposes, 4.12.2020 in so far as not already in force) by Planning (Wales) Act 2015 (anaw 4), s. 58(2)(b)(4)(b), **Sch. 2 para. 35(2)**; S.I. 2020/1216, **reg. 2(b)**

F2   Sch. 6 para. 3(4)(5) omitted (E.W.) (6.9.2015 for specified purposes, 4.12.2020 in so far as not already in force) by virtue of Planning (Wales) Act 2015 (anaw 4), s. 58(2)(b)(4)(b), **Sch. 2 para. 35(3)**; S.I. 2020/1216, **reg. 2(b)**

F3   Words in Sch. 6 para. 3(6) omitted (E.W.) (6.9.2015 for specified purposes, 4.12.2020 in so far as not already in force) by virtue of Planning (Wales) Act 2015 (anaw 4), s. 58(2)(b)(4)(b), **Sch. 2 para. 35(4)**; S.I. 2020/1216, **reg. 2(b)**

Status:
Point in time view as at 01/10/2020.

Changes to legislation:
Marine and Coastal Access Act 2009, Cross Heading: Marine plans to be compatible with certain other marine plans and Planning Act plans is up to date with all changes known to be in force on or before 15 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.