

Status: Point in time view as at 07/01/2021.

Changes to legislation: Marine and Coastal Access Act 2009, Paragraph 6 is up to date with all changes known to be in force on or before 06 September 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 8

LICENSING: MINOR AND CONSEQUENTIAL AMENDMENTS

PART 2

OTHER AMENDMENTS

Electronic communications: emergency works

- 6 (1) Section 9 of the Food and Environment Protection Act 1985 (offences relating to the licensing system) is amended as follows.
- (2) In subsection (1) (which is expressed to be subject to certain later subsections) in the words preceding paragraph (a), before “below” insert “ and (8) ”.
- (3) After subsection (7) insert—
- “(8) It shall be a defence for a person charged with an offence under subsection (1) in relation to any operation to prove that—
- (a) for the purposes of paragraph 23 of the electronic communications code (undertaker’s works), the person is the operator or a relevant undertaker, and
 - (b) the activity was carried out for the purpose of executing emergency works, within the meaning of that code.

In this subsection “the electronic communications code” means the code set out in Schedule 2 to the Telecommunications Act 1984.”.

Commencement Information

II Sch. 8 para. 6 in force at 6.4.2011 by S.I. 2011/556, art. 3(2)(a)

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