



Marine and Coastal Access Act 2009

2009 CHAPTER 23

PART 4

MARINE LICENSING

CHAPTER 3

ENFORCEMENT

Enforcement notices

92 Further provision as to enforcement notices

- (1) A compliance notice or remediation notice—
 - (a) must be served on any person carrying on, or in control of, the activity to which the notice relates, and
 - (b) if a marine licence has been granted in relation to that activity, may also be served on the licensee.
- (2) An enforcement authority may by a further notice—
 - (a) revoke a compliance notice or remediation notice;
 - (b) vary a compliance notice or remediation notice so as to extend the period specified in accordance with section 90(5)(c) or, as the case may be, section 91(7)(d).
- (3) A person who fails to comply with—
 - (a) a compliance notice, or
 - (b) a remediation notice,commits an offence.
- (4) A person guilty of an offence under subsection (3) is liable—
 - (a) on summary conviction, to [^{F1}a fine not exceeding £50,000][^{F1}a fine];

Status: Point in time view as at 01/04/2015.

Changes to legislation: Marine and Coastal Access Act 2009, Section 92 is up to date with all changes known to be in force on or before 22 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)

- (b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding two years or to both.
- (5) A sum specified in a remediation notice by virtue of section 91(7)(c) is recoverable as a civil debt.

Textual Amendments

- F1** Words in s. 92(4)(a) substituted (E.W.) (12.3.2015) by [The Legal Aid, Sentencing and Punishment of Offenders Act 2012 \(Fines on Summary Conviction\) Regulations 2015 \(S.I. 2015/664\)](#), reg. 1(1), [Sch. 4 para. 43\(3\)](#) (with reg. 5(1))
-

Commencement Information

- I1** S. 92 in force at 6.4.2011 by [S.I. 2011/556](#), [art. 3\(2\)\(a\)](#)

Status:

Point in time view as at 01/04/2015.

Changes to legislation:

Marine and Coastal Access Act 2009, Section 92 is up to date with all changes known to be in force on or before 22 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.