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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order brings into force on 27th September 2005, in relation to England—

- (a) section 51 of, and paragraphs 2 and 5 of Part I of Schedule 5 to, the Act, to the extent that these provisions insert the following sections or subsections into the Wildlife and Countryside Act 1981 (“the 1981 Act”)—
  - (i) section 53B, which provides for the keeping of a register with respect to applications under section 53(5) of the 1981 Act; and
  - (ii) subsections 55(7) and (8), which relate to the effect of orders made under section 55(5) of the 1981 Act; and
- (b) section 69(2) of the Act, which provides for the amendment of section 147(5) of the 1980 Act, with the effect that references to agricultural land and to land being brought into use for agriculture for the purposes of section 147 of the 1980 Act include land used or, as the case may be, land being brought into use for the breeding or keeping of horses.

The Countryside and Rights of Way Act 2000 (Commencement No 4) Order 2004 (SI 2004/292) (“the Commencement No 4 Order”) contains provisions to bring into force paragraphs 8, 10 and 11 of Part I of Schedule 5 to the Act and paragraph 3 of Part I of Schedule 6 to the Act (“the Schedular provisions”) without express provision for bringing into force sections 51 and 57 of the Act (“the introducing provisions”) in so far as they give effect to the Schedular provisions. This Order brings into force on 27th September 2005 in relation to England the Schedular provisions and the introducing provisions in so far as they give effect to the Schedular provisions, in so far as they are not already in force in consequence of the Commencement No 4 Order.

**Changes to legislation:**

There are currently no known outstanding effects for the The Countryside and Rights of Way Act 2000 (Commencement No 9) Order 2005.