
STATUTORY INSTRUMENTS

2009 No. 6

**The Conservation (Natural Habitats, &c.)
(Amendment) (England and Wales) Regulations 2009**

Amendments

11. In regulation 44(1)—

- (a) in paragraph (4)(b), for “the agriculture Minister” substitute “the Secretary of State (in relation to England) or the Welsh Ministers (in relation to Wales)”; and
- (b) for paragraph (5) substitute—

“(5) The Secretary of State shall from time to time consult with Natural England as to the exercise of the Secretary of State’s functions under this regulation, and shall not grant a licence of any description unless Natural England has advised as to the circumstances in which, in its opinion, licences of that description should be granted.

(6) The Welsh Ministers shall from time to time consult with the Countryside Council for Wales as to the exercise of the Welsh Ministers’ functions under this regulation, and shall not grant a licence of any description unless the Countryside Council for Wales has advised as to the circumstances in which, in its opinion, licences of that description should be granted.”.