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STATUTORY INSTRUMENTS

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**2010 No. 490**

**The Conservation of Habitats and Species Regulations 2010**

**PART 1**

**INTRODUCTORY AND GENERAL PROVISIONS**

**Nature conservation bodies**

- 5.—(1) Except as provided by paragraphs (2) and (3), in these Regulations—
- (a) “nature conservation body” means Natural England or the Countryside Council for Wales; and
  - (b) “the appropriate nature conservation body” means—
    - (i) Natural England, in relation to England, or
    - (ii) the Countryside Council for Wales, in relation to Wales.
- (2) In regulations 48 (surveillance of conservation status of habitats and species), 50 (monitoring of incidental capture and killing) and Part 6 (assessment of plans and projects)—
- (a) “nature conservation body” means Natural England, the Countryside Council for Wales or the Joint Nature Conservation Committee<sup>(1)</sup>; and
  - (b) in relation to a European offshore marine site, “the appropriate nature conservation body” means the Joint Nature Conservation Committee.
- (3) In the regulations referred to in regulation 2(2)(a) and (c) to (j) and (3)—
- (a) “nature conservation body” means Natural England, the Countryside Council for Wales or Scottish Natural Heritage; and
  - (b) except where paragraph (2)(b) applies, “the appropriate nature conservation body” means—
    - (i) Natural England, in relation to England,
    - (ii) the Countryside Council for Wales, in relation to Wales, or
    - (iii) Scottish Natural Heritage, in relation to Scotland.

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(1) The Joint Nature Conservation Committee was established by the Environmental Protection Act 1990 (c. 43), section 128(4), and reconstituted by the Natural Environment and Rural Communities Act 2006 (c. 16), section 31 and Schedule 4.