

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend section 75 of the Marine and Coastal Access Act 2009 (c. 23) by adding further conditions to the exemption from marine licensing for dredging or spoil disposal activities carried out by, or on behalf of, harbour authorities.

The further conditions are consistent with the limits of the exclusion from Directive 2008/98/EC of the European Parliament and of the Council on waste (OJ No L 312, 22.11.2008, p 3) under Article 2(3). They apply to activities involving the relocation of sediments inside surface waters, where this is done for specified purposes and where it can be proved to the appropriate licensing authority that the sediments are not hazardous waste.

An impact assessment which shows the anticipated cost of compliance to businesses may be obtained from the Marine Licensing team, Area 2C, Nobel House, 17 Smith Square, London SW1P 3JR and is available alongside the Explanatory Memorandum and the instrument on www.legislation.gov.uk.

Changes to legislation:

There are currently no known outstanding effects for the The Marine and Coastal Access Act 2009 (Amendment) Regulations 2011.