
WELSH STATUTORY INSTRUMENTS

2011 No. 559

The Marine Licensing (Exempted Activities) (Wales) Order 2011

PART 3

Activities to which article 4 (exemption from need for marine licence) applies, and conditions

Scientific instruments etc

16.—(1) Article 4 applies—

- (a) to the deposit of any scientific instrument or associated equipment in connection with any scientific experiment or survey;
- (b) to the deposit of any reagent;
- (c) to the deposit of any tracer;
- (d) to a removal activity carried on for the purpose of removing any scientific instrument or associated equipment referred to in sub-paragraph (a).

(2) Sub-paragraphs (b) and (c) of paragraph (1) are subject to conditions 1 and 2.

(3) Condition 1 is that the reagent or tracer must be one the use of which is for the time being approved for the purposes of this Order by the licensing authority.

(4) Condition 2 is that the reagent or tracer must be used in accordance with any conditions to which the approval is subject.

(5) But article 4 does not apply to —

- (a) any such deposit made for the purpose of disposal;
- (b) any such deposit that causes or is likely to cause obstruction or danger to navigation;
- (c) any such deposit or removal activity—
 - (i) that falls within sub-paragraph (a) or (b) of paragraph 6; and
 - (ii) that is not directly connected with or necessary to the management of the site referred to in that sub-paragraph.

(6) A deposit or removal activity falls within this paragraph if—

- (a) it is a plan or project likely (either alone or in combination with other plans or projects) to have a significant effect on a European site; or
- (b) it is likely to have an effect on a Ramsar site.

(7) In sub-paragraphs (a) and (b) of paragraph (6), “likely” has the same meaning as in Council Directive [92/43/EEC](#) on the conservation of natural habitats and of wild fauna and flora⁽¹⁾.

(1) OJ Number L 206, 22.7.1992, p.7, last amended by Council Directive [2006/105/EC](#) (OJ number L 363, 20.12.2006, p.368).

Changes to legislation: There are currently no known outstanding effects for the The Marine Licensing (Exempted Activities) (Wales) Order 2011, Section 16. (See end of Document for details)

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Commencement Information

II [Art. 16](#) in force at 6.4.2011, see [art. 1\(2\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Marine Licensing (Exempted Activities) (Wales) Order 2011, Section 16.