

*These notes refer to the Marine Act (Northern Ireland) 2013 (c.10)*

---

## **EXPLANATORY NOTES**

### **MARINE ACT (NORTHERN IRELAND) 2013**

#### **INTRODUCTION**

#### **BACKGROUND AND POLICY OBJECTIVES**

#### **KEY TERMS**

#### **OVERVIEW**

##### **PART 1: PRELIMINARY**

##### **PART 2 MARINE PLANNING**

##### **PART 3 MARINE PROTECTION**

##### **PART 4 MARINE LICENSING**

##### **PART 5 SUPPLEMENTARY**

#### **COMMENTARY ON SECTIONS**

##### **PART 1: PRELIMINARY**

Section 1: Sustainable Development

Section 2: The Northern Ireland inshore region

Section 3 Arrangements to promote co-ordination of functions in Northern Ireland inshore region

##### **PART 2: MARINE PLANNING**

Section 4: Marine plans for Northern Ireland inshore region

Section 6: Withdrawal of marine plans

Section 7: Duty to keep relevant matters under review

Section 8: Decisions affected by a marine plan

Section 9: Monitoring of, and periodical reporting on, marine plans

Section 10: Validity of marine plans

Section 11: Powers of the High Court on an application under section 10

### **PART 3: MARINE PROTECTION**

Section 13: Designation of marine conservation zones

Section 14: Grounds for designation of MCZ

Section 15: Further provisions as to orders designating MCZs

Section 16: Consultation before designation

Section 17: Publication of orders

Section 18: Hearings

Section 19: Review of orders

Section 20: Creation of network of conservation sites

Section 21: Reports

Section 22: General duties of public authorities in relation to MCZs

Section 23: Duties of public authorities in relation to certain decisions

Section 24: Advice and guidance by the Department

Section 25: Failure to comply with duties, etc.

Section 26: Byelaws for protection of MCZs

Section 27: Byelaws: procedure

Section 28: Emergency byelaws

Section 29: Interim byelaws for MCZ

Section 30: Byelaws: supplementary

Section 31: Hearings

Section 32: Offence of contravening byelaws

Section 33: Offence of damaging, etc. protected features of MCZ

Section 34: Exceptions

Section 35: Fixed monetary penalties

Section 36: Fixed monetary penalties: procedure

Section 37: Fixed monetary penalties: further provision

Section 38: Enforcement officers

Section 39: The common enforcement powers

Section 40: Repeals, amendments and transitional provisions

Section 41: Interpretation of this Part

#### **PART 4: MARINE LICENSING: GENERATING STATIONS**

Section 42: Special procedure for applications relating to generating stations

#### **PART 5: SUPPLEMENTARY**

Section 43: Regulations and orders

Section 44: Offences: companies, etc

Section 45: Disapplication of requirement for consent to certain prosecutions

Section 46: Supplementary, incidental, consequential, transitional provision etc.

Section 47: Crown application

Section 48: Interpretation

#### **SCHEDULES**

Schedule 1: Marine plans: preparation and adoption

Schedule 2: Further provision about fixed monetary penalties under section 35

#### **HANSARD REFERENCES**