



# Natural Environment and Rural Communities Act 2006

## 2006 CHAPTER 16

### PART 3

#### WILDLIFE ETC.

#### *Biodiversity*

#### **41 Biodiversity lists and action (England)**

- (1) The Secretary of State must, as respects England, publish a list of the living organisms and types of habitat which in the Secretary of State's opinion are of principal importance for the purpose of conserving [<sup>F1</sup>or enhancing] biodiversity.
- (2) Before publishing any list the Secretary of State must consult Natural England as to the living organisms or types of habitat to be included in the list.
- (3) Without prejudice to section 40(1) [<sup>F2</sup>and (1A)], the Secretary of State must—
  - (a) take such steps as appear to the Secretary of State to be reasonably practicable to further the conservation of the living organisms and types of habitat included in any list published under this section, or
  - (b) promote the taking by others of such steps.
- (4) The Secretary of State must, in consultation with Natural England—
  - (a) keep under review any list published under this section,
  - (b) make such revisions of any such list as appear to the Secretary of State appropriate, and
  - (c) publish any list so revised as soon as is reasonably practicable after revising it.

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**Changes to legislation:** There are currently no known outstanding effects for the Natural Environment and Rural Communities Act 2006, Section 41. (See end of Document for details)

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#### Textual Amendments

- F1** Words in s. 41(1) inserted (1.1.2023) by [Environment Act 2021 \(c. 30\)](#), **ss. 102(8)(a)**, 147(3) (with s. 144); S.I. 2022/1266, reg. 2(a)
- F2** Words in s. 41(3) substituted (1.1.2023) by [Environment Act 2021 \(c. 30\)](#), **ss. 102(8)(b)**, 147(3) (with s. 144); S.I. 2022/1266, reg. 2(a)

#### Commencement Information

- I1** [S. 41](#) in force at 1.10.2006 by [S.I. 2006/2541](#), **art. 2** (with Sch.)

**Changes to legislation:**

There are currently no known outstanding effects for the Natural Environment and Rural Communities Act 2006, Section 41.