

*Changes to legislation: There are currently no known outstanding effects for the Flood and Water Management Act 2010, Paragraph 6. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 1

#### RISK MANAGEMENT: DESIGNATION OF FEATURES

##### Modifications etc. (not altering text)

- C1** Sch. 1 excluded (24.9.2014) by [The Thames Water Utilities Limited \(Thames Tideway Tunnel\) Order 2014 \(S.I. 2014/2384\)](#), art. 1, **Sch. 19 Pt. 1 para. 11**

##### *Consent to alteration, removal or replacement*

- 6 (1) The responsible authority may by notice given to the owner—
- (a) consent to specified alterations, or alterations of a specified kind, to a designated structure or feature;
  - (b) vary or withdraw consent under paragraph (a) (but not retrospectively).
- (2) The responsible authority may by notice given to the owner consent to the removal or replacement of a designated structure or feature.
- (3) The authority may give notice under sub-paragraph (1) or (2)—
- (a) on the application of the owner, or
  - (b) if it otherwise thinks it appropriate.
- (4) Consent may be—
- (a) general or specific;
  - (b) absolute or conditional.
- [<sup>F1</sup>(4A) Before exercising a function under this paragraph in relation to an alteration, removal or replacement which may affect a flood or coastal erosion risk in Wales, the Environment Agency must consult the Natural Resources Body for Wales.
- (4B) Before exercising a function under this paragraph in relation to an alteration, removal or replacement which may affect a flood or coastal erosion risk in England, the Natural Resources Body for Wales must consult the Environment Agency.]
- (5) The responsible authority may refuse to give consent applied for under sub-paragraph (3)(a) only on the ground that, in the authority's opinion, the proposed alteration, removal or replacement would affect a flood risk or a coastal erosion risk.

##### Textual Amendments

- F1** Sch. 1 para. 6(4A)(4B) inserted (1.4.2013) by [The Natural Resources Body for Wales \(Functions\) Order 2013 \(No. 755\)](#), art. 1(2), **Sch. 2 para. 466(3)** (with Sch. 7)

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**Commencement Information**

**II** Sch. 1 para. 6 in force at 1.8.2012 by [S.I. 2012/2000](#), **art. 2(b)**

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