

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations establish an appeals procedure in relation to decisions taken under section 71 of the Marine and Coastal Access Act 2009. They apply in relation to any area, and any licensable marine activity carried on in that area, for which the Secretary of State is the appropriate licensing authority under section 113 of that Act.

Part 1 (regulations 1 to 3) deals with introductory matters.

Part 2 (regulations 4 and 5) contains provisions setting out a right of appeal against marine licensing decisions and providing that the appeal must be determined by a person appointed by the Secretary of State for that purpose.

Part 3 (regulations 6 to 8) contains provisions relating to time limits for, and contents of, notices of appeal, and decisions as to appeal procedure.

Part 4 (regulations 9 and 10) contains provisions relating to notices, representations and further comments.

Part 5 (regulations 11 to 20) contains provisions relating to hearings and inquiries.

Part 6 (regulations 21 and 22) contains provisions relating to the determination of the appeal.

Part 7 (regulations 23 to 25) contains supplementary provisions relating to failure to take action, supply of documents, extending deadlines and providing additional information.

A full impact assessment of the effect that this instrument will have on the costs of business, the voluntary sector and the public sector is available from the Licensing Policy Team, Department for Environment, Food and Rural Affairs, Nobel House, 17 Smith Square, London SW1P 3JR, and from the Defra's website at www.defra.gov.uk.

Changes to legislation:

There are currently no known outstanding effects for the The Marine Licensing (Licence Application Appeals) Regulations 2011.