

SCHEDULES

SCHEDULE 6

MINOR AND CONSEQUENTIAL AMENDMENTS

PART 3

OTHER AMENDMENTS

Marine and Coastal Access Act 2009 (c. 23)

- 81 (1) Section 79 of that Act (special procedure for applications relating to certain electricity works) is amended as follows.
- (2) In subsection (5), after “subsection (6)(c) or (d)” insert “or (6A)(b)”.
- (3) In subsection (6), at the beginning insert “Subject to subsection (6B),”.
- (4) After that subsection insert—
- “**(6A)** The Welsh Ministers may by regulations—
- (a) make provision falling within subsection (7) for cases where—
- (i) the Welsh Ministers are both the marine licence authority and the generating station authority, and
- (ii) they have decided that the two applications are to be considered together and have given notice of that decision to the applicant;
- (b) make provision falling within subsection (7) or (8) for cases where—
- (i) the Welsh Ministers are both the marine licence authority and the generating station authority, and
- (ii) they have concluded that one of the applications is not going to be made.
- (6B)** The Secretary of State may not make provision under this section for cases where the Welsh Ministers are both the marine licence authority and the generating station authority.”
- (5) In subsection (9), in the definition of “generating station authority”, at the end insert—
- “(c) the Welsh Ministers, in any case where the generating station application falls (or would fall) to be determined by the Welsh Ministers;”.