



# Nature Conservancy Council Act 1973

## 1973 CHAPTER 54

An Act to establish a Nature Conservancy Council.

[25th July 1973]

### Commencement Information

**II** Act partly in force at Royal Assent; Act wholly in force at 1.11.1973, see s. 1(7).

## 1 The Nature Conservancy Council.

<sup>F1</sup>(1) .....

<sup>F1</sup>(2) .....

(3) The <sup>M1</sup>Science and Technology Act 1965 (in this Act referred to as “the 1965 Act”) shall have effect subject to the amendments set out in Schedule 2 to this Act, being amendments consequential on the establishment of the Council.

<sup>F1</sup>(4) .....

<sup>F1</sup>(5) .....

<sup>F1</sup>(6) .....

<sup>F1</sup>(7) .....

<sup>F1</sup>(8) .....

(9) The administrative and supplementary provisions contained in Schedule 3 to this Act shall have effect with respect to the Council.

### Textual Amendments

**F1** S. 1(1)(2)(4)–(8) repealed (1.4.1991) by [Environmental Protection Act 1990](#) (c. 43, SIF 46:4), s. 162(2)(3), [Sch. 16 Pt. VI](#); S.I. 1991/2829, [art.4](#)

*Changes to legislation: There are currently no known outstanding effects for the Nature Conservancy Council Act 1973. (See end of Document for details)*

**Marginal Citations**

**M1** 1965 c. 4.

**F2** .....

**Textual Amendments**

**F2** S. 2 repealed (1.4.1992) by [Environmental Protection Act 1990 \(c.43, SIF 46:4\)](#), s. 162(2)(3), [Sch. 16 Pt. VI](#); [S.I. 1991/2829, art.4](#)

**3** ..... **F3**

**Textual Amendments**

**F3** S. 3 repealed and superseded by [Wildlife and Countryside Act 1981 \(c. 69, SIF 4:5\)](#), ss. 38, 73, [Sch. 17 Pt. I](#)

**F4** .....

**Textual Amendments**

**F4** S. 4 repealed (1.4.1992) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), s. 162(2)(3), [Sch. 16 Pt. VI](#); [S.I. 1991/2829, art.4](#)

**5 Short title, repeals and extent.**

- (1) This Act may be cited as the Nature Conservancy Council Act 1973.
- (2) The enactments specified in Schedule 4 to this Act are hereby repealed to the extent mentioned in column 3 of that Schedule.
- (3) ..... **F5** this Act does not extend to Northern Ireland.

**Textual Amendments**

**F5** Words repealed by [Wildlife and Countryside Act 1981 \(c. 69, SIF 4:5\)](#), s. 73, [Sch. 17 Pt. II](#)

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

**C1** The text of s.5(2), Sch. 1 paras. 1, 2, 4, 8, 9, 11, 13, Sch. 2 and Sch. 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

*Changes to legislation:* There are currently no known outstanding effects for the Nature Conservancy Council Act 1973. (See end of Document for details)

## SCHEDULES

### SCHEDULE 1

Section 1.

#### AMENDMENTS OF ENACTMENTS CONSEQUENTIAL ON TRANSFER OF STATUTORY FUNCTIONS TO COUNCIL

#### *National Parks and Access to the Countryside Act 1949*<sup>M2</sup>

##### Marginal Citations

**M2** 1949 c. 97.

**F6**<sup>1</sup> .....

##### Textual Amendments

**F6** Sch. 1 para. 1 repealed (1.10.2006) by [Natural Environment and Rural Communities Act 2006 \(c. 16\)](#), s. 107, [Sch. 12](#); S.I. 2006/2541, art. 2

2 (1) For subsection (1) of section 103 of that Act (general provisions as to acquisition of land) there shall be substituted the following subsection—

“(1) Any power conferred by this Act on the Nature Conservancy Council or a local authority to acquire land compulsorily shall be exercisable in any particular case on their being authorised so to do by the Secretary of State.”

**F7**(2) .....

##### Textual Amendments

**F7** Sch. 1 para. 2(2) repealed (1.10.2006) by [Natural Environment and Rural Communities Act 2006 \(c. 16\)](#), s. 107, [Sch. 12](#); S.I. 2006/2541, art. 2

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

**C2** The text of s.5(2), Sch. 1 paras. 1, 2, 4, 8, 9, 11, 13, Sch. 2 and Sch. 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

3 .....

**F8**

##### Textual Amendments

**F8** Sch. 1 paras. 3, 5, 7, 12(a)(c) repealed by [Wildlife and Countryside Act 1981 \(c. 69, SIF 4:5\)](#), s. 73, [Sch. 17 Pt. II](#)

*Changes to legislation:* There are currently no known outstanding effects for the Nature Conservancy Council Act 1973. (See end of Document for details)

*Deer (Scotland) Act 1959*<sup>M3</sup>

**Marginal Citations**

**M3** 1959 c. 30.

**F9**<sub>4</sub> .....

**Textual Amendments**

**F9** Sch. 1 para. 4 repealed (18.10.1996) by 1996 c. 44, ss. 13(2), 14(2), **Sch. 2**

**5** ..... **F10**

**Textual Amendments**

**F10** Sch. 1 para. 5 repealed by Wildlife and Countryside Act 1981 (c. 69, SIF 4:5), s. 73, **Sch. 17 Pt. II** and is expressed to be repealed (E.W.) (25.10.1991) by Deer Act 1991 (c. 54), ss. 17(6), 18(2), **Sch.4**

*Water Resources Act 1963*<sup>M4</sup>

**Marginal Citations**

**M4** 1963 c.38

**F11**<sub>6</sub> .....

**Textual Amendments**

**F11** Sch. 1 para. 6 repealed (1.4.1992) by Environmental Protection Act 1990 (c. 43, SIF 46:4), s. 162(2)(3), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

**7** ..... **F12**

**Textual Amendments**

**F12** Sch. 1 paras. 3, 5, 7, 12(a)(c) repealed by Wildlife and Countryside Act 1981 (c. 69, SIF 4:5), s. 73, **Sch. 17 Pt. II**

*Tees Valley and Cleveland Water Act 1967*<sup>M5</sup>

**Marginal Citations**

**M5** 1967 c.iv.

*Changes to legislation:* There are currently no known outstanding effects for the Nature Conservancy Council Act 1973. (See end of Document for details)

8 In section 3(1) of the Tees Valley and Cleveland Water Act 1967 (interpretation) for the definition of “research council” there shall be substituted the following definition:— “research council” means the Nature Conservancy Council ;”.

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

**C3** The text of s.5(2), Sch. 1 paras. 1, 2, 4, 8, 9, 11, 13, Sch. 2 and Sch. 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

*Countryside Act 1968* <sup>M6</sup>

**Marginal Citations**

**M6** 1968 c.41.

F13<sub>9</sub> .....

**Textual Amendments**

**F13** Sch. 1 para. 9 repealed (1.10.2006) by [Natural Environment and Rural Communities Act 2006 \(c. 16\)](#), s. 107, [Sch. 12](#); S.I. 2006/2541, art. 2

*Conservation of Seals Act 1970* <sup>M7</sup>

**Marginal Citations**

**M7** 1970 c.30

F14<sub>10</sub> .....

**Textual Amendments**

**F14** Sch. 1 para. 10 repealed (1.4.1992) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), s. 162(2) (3), [Sch. 16 Pt. VI](#); S.I. 1992/2829, [art.4](#)

*Chichester Harbour Conservancy Act 1971* <sup>M8</sup>

**Marginal Citations**

**M8** 1971 c.ixx.

11 In section 11(3) of the Chichester Harbour Conservancy Act 1971 (constitution of the Chichester Harbour Conservancy Advisory Council) for paragraph (e) there shall be substituted the following paragraph:—

*Changes to legislation: There are currently no known outstanding effects for the Nature Conservancy Council Act 1973. (See end of Document for details)*

“(e) one shall be appointed on the nomination of the Nature Conservancy Council ;”.

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

**C4** The text of s.5(2), Sch. 1 paras. 1, 2, 4, 8, 9, 11, 13, Sch. 2 and Sch. 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

*Badgers Act 1973* <sup>M9</sup>

**Marginal Citations**

**M9** 1973 c.57.

<sup>F15</sup>12 .....

**Textual Amendments**

**F15** Sch. 1 para. 12 repealed (1.4.1992) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), s. 162(2) (3), [Sch. 16 Pt. VI](#); S.I. 1991/2829, [art.4](#)

*Medway Ports Authority Act 1973*

13 In section 93 of the Medway Ports Authority Act 1973 (protection of Nature Conservancy) after the words “Nature Conservancy” there shall be added the word “Council”.

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

**C5** The text of s.5(2), Sch. 1 paras. 1, 2, 4, 8, 9, 11, 13, Sch. 2 and Sch. 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

SCHEDULE 2

Section 1.

AMENDMENTS OF 1965 ACT CONSEQUENTIAL ON ESTABLISHMENT OF COUNCIL

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

**C6** The text of s. 5(2), Sch. 1 paras. 1, 2, 4, 8, 9, 11, 13, Sch. 2 and Sch. 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991

*Changes to legislation: There are currently no known outstanding effects for the Nature Conservancy Council Act 1973. (See end of Document for details)*

- 1 In section 1(3) of the 1965 Act (which sets out the objects of the Natural Environment Research Council) the words “and the establishment, maintenance and management of nature reserves” shall cease to have effect.
- 2 For subsection (3) of section 3 of that Act (re-allocation of activities connected with scientific research) there shall be substituted the following subsection:—  
“(3) The Natural Environment Research Council shall carry on the former activities of the National Oceanographic Council.”
- 3 Subsection (4) of the said section 3 shall cease to have effect.

SCHEDULE 3

Section 1.

ADMINISTRATIVE AND SUPPLEMENTARY PROVISIONS RELATING TO COUNCIL

[<sup>F16</sup>PART I

...]

**Textual Amendments**

**F16** Sch. 3 Pt. I (paras. 1–18) repealed (1.4.1992) (with saving for paragraph 12) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, art.4

<sup>F17</sup> ...

**Textual Amendments**

**F17** Sch. 3 Pt. I (paras. 1–18) repealed (1.4.1992) (with saving for paragraph 12) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

<sup>F18</sup><sub>1</sub> .....

**Textual Amendments**

**F18** Sch. 3 Pt. I (paras. 1–18) repealed (1.4.1992) (with saving for paragraph 12) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

<sup>F19</sup><sub>2</sub> .....

**Textual Amendments**

**F19** Sch. 3 Pt. I (paras. 1–18) repealed (1.4.1992) (with saving for paragraph 12) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

<sup>F20</sup><sub>3</sub> .....

*Changes to legislation: There are currently no known outstanding effects for the Nature Conservancy Council Act 1973. (See end of Document for details)*

**Textual Amendments**

**F20** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by Environmental Protection Act 1990 (c. 43, SIF 46:4), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F21<sub>4</sub> .....

**Textual Amendments**

**F21** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by Environmental Protection Act 1990 (c. 43, SIF 46:4), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F22<sub>5</sub> .....

**Textual Amendments**

**F22** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by Environmental Protection Act 1990 (c. 43, SIF 46:4), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F23<sub>6</sub> .....

**Textual Amendments**

**F23** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by Environmental Protection Act 1990 (c. 43, SIF 46:4), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F24<sub>7</sub> .....

**Textual Amendments**

**F24** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by Environmental Protection Act 1990 (c. 43, SIF 46:4), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F25<sub>8</sub> .....

**Textual Amendments**

**F25** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by Environmental Protection Act 1990 (c. 43, SIF 46:4), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F26<sub>9</sub> .....

**Textual Amendments**

**F26** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by Environmental Protection Act 1990 (c. 43, SIF 46:4), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**



*Changes to legislation: There are currently no known outstanding effects for the Nature Conservancy Council Act 1973. (See end of Document for details)*

F27 . . .

**Textual Amendments**

**F27** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by Environmental Protection Act 1990 (c. 43, SIF 46:4), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F28 10 . . . . .

**Textual Amendments**

**F28** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by Environmental Protection Act 1990 (c. 43, SIF 46:4), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F29 11 . . . . .

**Textual Amendments**

**F29** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by Environmental Protection Act 1990 (c. 43, SIF 46:4), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F30 12 . . . . .

**Textual Amendments**

**F30** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by Environmental Protection Act 1990 (c. 43, SIF 46:4), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F31 . . .

**Textual Amendments**

**F31** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by Environmental Protection Act 1990 (c. 43, SIF 46:4), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F32 13 . . . . .

**Textual Amendments**

**F32** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by Environmental Protection Act 1990 (c. 43, SIF 46:4), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F33 14 . . . . .

**Textual Amendments**

**F33** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by Environmental Protection Act 1990 (c. 43, SIF 46:4), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

*Changes to legislation: There are currently no known outstanding effects for the Nature Conservancy Council Act 1973. (See end of Document for details)*

F34 . . .

**Textual Amendments**

**F34** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F35 15 . . . . .

**Textual Amendments**

**F35** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F36 . . .

**Textual Amendments**

**F36** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F37 16 . . . . .

**Textual Amendments**

**F37** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F38 17 . . . . .

**Textual Amendments**

**F38** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

F39 18 . . . . .

**Textual Amendments**

**F39** Sch. 3 Pt. I (paras. 1-18) repealed (1.4.1992) (with saving for paragraph 12) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\)](#), ss. 139, 162(2), Sch. 11 para. 11(1), **Sch. 16 Pt. VI**; S.I. 1991/2829, **art.4**

*Changes to legislation: There are currently no known outstanding effects for the Nature Conservancy Council Act 1973. (See end of Document for details)*

## PART II

F40 . . .

### Textual Amendments

**F40** Sch. 3 Pt. II (paras. 19, 20) repealed (1.4.1992) by Environmental Protection Act 1990 (c. 43, SIF 46:4), s. 162(2)(3), Sch. 16 Pt. VI; S.I. 1991/2829, art.4

### *House of Commons Disqualification Act 1957*<sup>M10</sup>

### Marginal Citations

**M10** 1957 c.20

F41 19 . . . . .

### Textual Amendments

**F41** Sch. 3 Pt. II (paras. 19, 20) repealed (1.4.1992) by Environmental Protection Act 1990 (c. 43, SIF 46:4), s. 162(2)(3), Sch. 16 Pt. VI; S.I. 1991/2829, art.4

### *Superannuation Act 1965*<sup>M11</sup>

### Marginal Citations

**M11** 1965 c.74

F42 20 . . . . .

### Textual Amendments

**F42** Sch. 3 Pt. II (paras. 19, 20) repealed (1.4.1992) by Environmental Protection Act 1990 (c. 43, SIF 46:4), s. 162(2)(3), Sch. 16 Pt. VI; S.I. 1991/2829, art.4

## PART III

### TRANSITIONAL

- 21 (1) The Secretary of State may at any time by order made by statutory instrument make such incidental, consequential transitional or supplementary provision as may appear to him to be necessary or proper for the general or any particular purposes of this Act or in consequence of any of the provisions thereof or for giving full effect thereto, and nothing in any other provision of this Act shall be construed as prejudicing the generality of this sub-paragraph.
- (2) An order under this paragraph may include provision for the transfer of rights, liabilities and obligations to the Council in connection with the transfer to them of

*Changes to legislation: There are currently no known outstanding effects for the Nature Conservancy Council Act 1973. (See end of Document for details)*

functions discharged by the Natural Environment Research Council before the day appointed by section 1(7) above, and may in particular provide—

- (a) for the transfer and management or custody of property, whether real or personal, and in Scotland whether heritable or moveable, held by the Natural Environment Research Council wholly or partly for the purpose of any such function; and
  - (b) for treating anything duly done by that Council in the exercise of any such function before the said appointed day as having been duly done by the Nature Conservancy Council and treating any instrument made before that day by the Natural Environment Research Council, if or so far as it was made in the exercise of any such function, as continuing in force on and after that day until varied or revoked by the Nature Conservancy Council.
- (3) Subject to sub-paragraph (4) below, any agreement, appointment, licence, byelaws, authorisation or other instrument in writing made or granted or treated by virtue of any enactment as having been made or granted by or to or in relation to the Natural Environment Research Council in connection with the discharge of any such function shall, as from the said appointed day, be treated as having been made or granted by, to or in relation to the Nature Conservancy Council.
- (4) Sub-paragraph (3) above is without prejudice to any provision made by an order under this paragraph, but has effect subject to any provision to the contrary made by such an order and in particular may be excluded by such an order from applying either wholly or to any specified extent in any particular case.

## SCHEDULE 4

Section 5.

### REPEALS

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

- C7** The text of s.5(2), Sch. 1 paras. 1, 2, 4, 8, 9, 11, 13, Sch. 2 and Sch. 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Chapter	Short Title	Extent of Repeal
12, 13 & 14 Geo. 6. c. 97.	The National Parks and Access to the Countryside Act 1949.	Section 25.
1965 c. 4.	The Science and Technology Act 1965.	In section 1(3), the words “and the establishment, maintenance and management of nature reserves”. Section 3(4). In Schedule 2, the entries relating to the Protection of Bird Act 1954, the Deer

SCHEDULE 4 – REPEALS

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**Changes to legislation:** *There are currently no known outstanding effects for the Nature Conservancy Council Act 1973. (See end of Document for details)*

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(Scotland) Act 1959 and the  
Deer Act 1963.

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**Changes to legislation:**

There are currently no known outstanding effects for the Nature Conservancy Council Act 1973.