

**2016 No. 33**

**WILDLIFE**

**ENVIRONMENTAL PROTECTION**

**MARINE MANAGEMENT**

**The Upper Fowey and Pont Pill Marine Conservation Zones  
Designation (Amendment) Order 2016**

*Made* - - - - *12th January 2016*

*Coming into force* - - *29th January 2016*

The Secretary of State thinks it desirable to make this Order for the purpose of conserving the marine habitat referred to in article 2(2) and (3) of this Order.

The Secretary of State has had regard to any obligations under EU or international law that relate to the conservation or improvement of the marine environment in accordance with section 123(5) of the Marine and Coastal Access Act 2009(a).

The Secretary of State has—

- (a) published notice of the proposal to make this Order in accordance with section 119(2) and (3) of that Act; and
- (b) consulted persons who are likely to be interested in, or affected by, the making of this Order in accordance with section 119(4) of that Act.

The Secretary of State makes the following Order in exercise of the powers conferred by sections 116(1), 117(1), (2) and (7), 118(1) and (6), 122(1) and 123(1) of that Act.

**Citation and commencement**

**1.** This Order may be cited as the Upper Fowey and Pont Pill Marine Conservation Zones Designation (Amendment) Order 2016 and comes into force on 29th January 2016.

**Amendment to the Upper Fowey and Pont Pill Marine Conservation Zones Designation Order 2013**

**2.—(1)** The Upper Fowey and Pont Pill Marine Conservation Zones Designation Order 2013(b) is amended as follows.

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(a) 2009 c.23. For the definition of “appropriate authority” see sections 116(5) and 147(1).  
(b) Ministerial Order 2013 No. 26.

(2) In table 2 (protected features) of Schedule 1 (Upper Fowey), after the entry in the third row (intertidal mud), insert—

- (a) in the first column, “Intertidal sand and muddy sand”;
- (b) in the second column, “Broadscale marine habitat”.

(3) In table 2 (protected features) of Schedule 2 (Pont Pill), after the entry in the first row (intertidal mud), insert—

- (a) in the first column, “Intertidal sand and muddy sand”;
- (b) in the second column, “Broadscale marine habitat”.

*George Eustice*  
Minister of State

12th January 2016

Department for Environment, Food and Rural Affairs

### **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order amends the Fowey and Pont Pill Marine Conservation Zones Designation Order 2013 (Ministerial Order 2013 No. 26) to add intertidal sand and muddy sand as a protected feature in that Order.

A full impact assessment of the effect that this instrument will have on the costs of business and the voluntary sector is available from the Marine Protected Areas team at the Department for Environment, Food and Rural Affairs, Nobel House, 17 Smith Square, London SW1P 3JR and at <https://www.gov.uk/government/consultations/marine-conservation-zones-second-tranche-of-designations>.