



Department
for Environment
Food & Rural Affairs

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Red Tape Challenge – Water and Marine Theme

Implementation Plan

August 2013

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Introduction

The Red Tape Challenge (RTC) is a Cabinet Office led initiative designed to draw on the experience and ideas of both business and individuals to assist Departments in a review of the regulatory stock, to ensure that the regulations are fit for purpose in the 21st century. This includes the consideration of a range of outcomes including scrapping, simplifying and retaining the existing regulations.

Due to the large number of regulations being taken forward under this initiative and to make the discussion more focused only a select number of regulations are being taken forward for review at any one time, with these being grouped on a thematic basis e.g. Water & Marine regulations. The Water & Marine theme is the second Defra led theme and covers some 371 Regulations, with the Department having already announced its proposals for the Environment theme in March 2012.

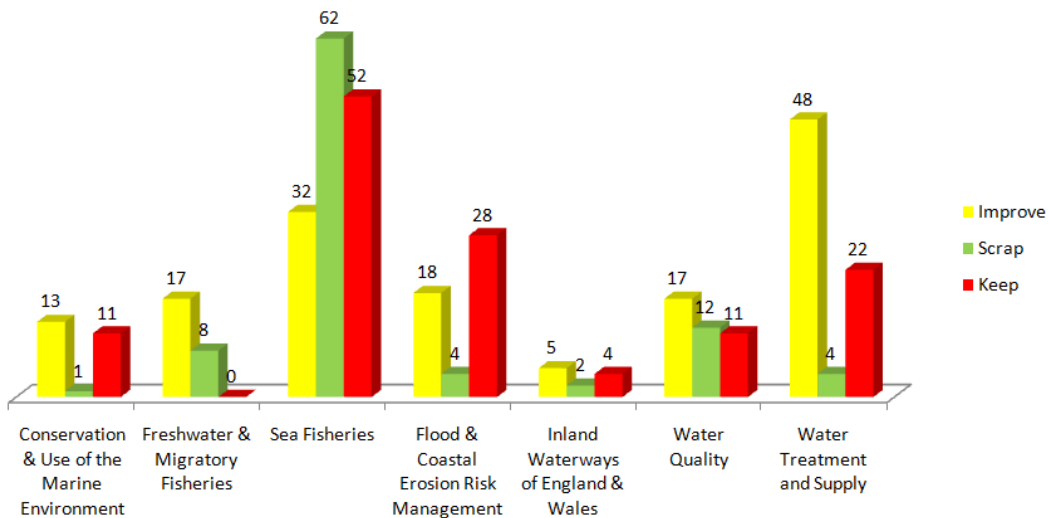
The Water and Marine theme covers drinking water quality, flood management, inland waterways, marine conservation and fisheries. As with the Environment theme, the review of Defra's Water & Marine regulations has sought to deliver a balance between the removal of our regulations that are creating unnecessary barriers to innovation and efficiency, whilst at the same time continuing to protect the health of our rivers and seas, maintaining the diversity of aquatic life and managing our water and marine resources effectively.

This paper sets out the proposed changes along with a timeline for implementation for each of the 235 regulations that we are looking to improve or scrap.

Overview of the theme

Of the 371 regulations considered under this theme, Defra has committed to make changes to 235 regulations. 85 regulations are due to be scrapped either because they are redundant or duplicated by other regulation, e.g. superseded by an EU Directive. Of the 150 regulations identified for improvement, many will be consolidated to simplify the legislative landscape and the implementation of many others will be improved, e.g. the number of activities for which a Marine License is not required will be extended.

Water and Marine Proposals



Achieving early deregulation

Defra's overarching aim in developing this plan has been to deliver early and meaningful improvements for business, within the context of reducing resources. The plan has also to be seen in the context of other Departmental priorities, including several other important deregulatory initiatives. These include:

- Commitments made under other RTC themes, such as Environment and Hospitality Food and Drink.
- The Better Regulation Executive's Focus on Enforcement, which already covers the Chemical industry and Marine and Coastal businesses.
- 200 recommendations from the Independent Farming Task Force, 96% of which were accepted in the Government's response published on 21 February 2012.
- Outcomes of the Habitats and Wild Birds Directives Implementation Review.
- The Penfold Review.
- Negotiations to reform the Common Agricultural Policy and increasing engagement on EU legislation generally.

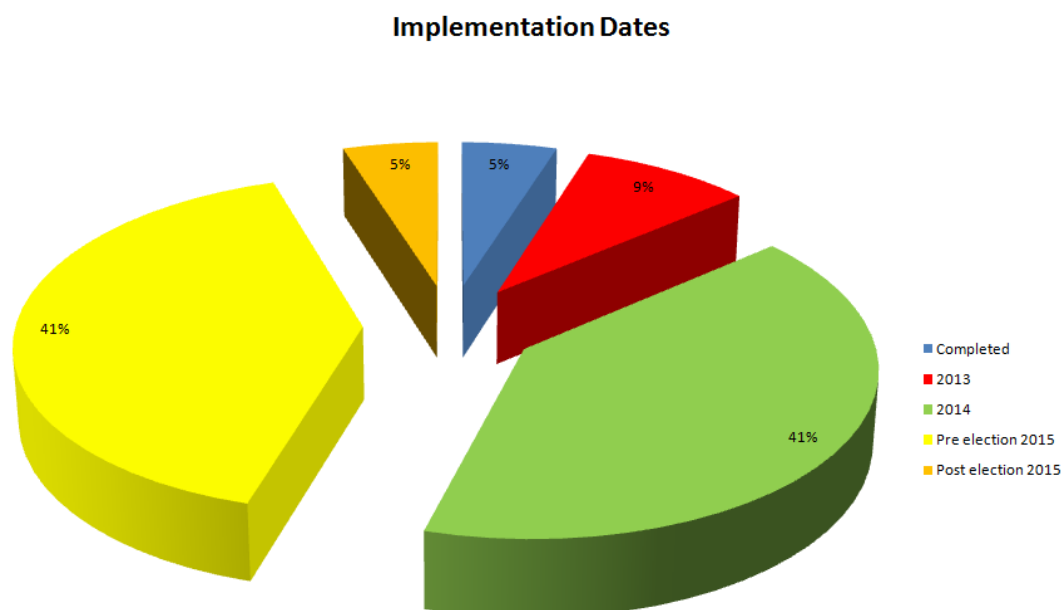
These actions clearly demonstrate the significant deregulatory effort which is being undertaken by Defra but also the need for careful planning and management of priorities and resources.

The plan has been developed against the following broad criteria which are intended to deliver benefits to business at the earliest opportunity. To make sure that the plan is

achievable, we have been mindful to ensure that common resources, such as lawyers and analysts as well as policy officials, have been involved in setting the target dates:

- **Within 1 year of announcement (Common Commencement Date (CCD) April 2014):** Proposals that are easy to implement, provide significant benefits to business/citizens and are probably not controversial.
- **Between 1-2 years of announcement (CCD April 2015):** Proposals that will require more preparation, perhaps significant consultation and may be controversial but still provide meaningful benefits to business/citizens.
- **More than 2 years from announcement (normally by CCD April 2016):** Measures that may require significant resources or time to implement (such as changes to primary legislation) or which are likely to provide only limited benefits to business/citizens.

The table below sets out the proposed timings for implementing the Water and Marine proposals. The Department is intending to have implemented over half (54%) of the changes by the end of 2014, with a further 41% to have been implemented by before the end of the current Parliament in 2015. 12 (5%) of the regulatory changes have already been implemented.



Note

A large number of the proposed changes are linked to primary legislation, e.g. the Water Bill, or EU reforms, e.g. reforms to the Common Fisheries Policy. Any delays to the implementation of these Bills or EU reforms will have an impact on timings for related secondary legislation changes.

Potential savings to business

The majority of the proposed changes involve either the consolidation of existing regulations or the removal of redundant regulations. These changes may lead to administration savings to businesses but are not likely to deliver significant quantifiable savings. Those measures that do deliver significant financial savings to businesses are being prioritised, and where appropriate impact assessments will be produced and scrutinised by the independent Regulatory Policy Committee.

Management and monitoring of implementation

This plan is ordered by proposal rather than the original list of regulations that appeared on the Red Tape Challenge website. This will facilitate monitoring as well as the incorporation of this plan into a broader Departmental de-regulatory plan encompassing proposals from other initiatives. This should better ensure overall oversight of delivery.

Regular reports will be provided to Defra policy Directors and Cabinet Office to facilitate strategic oversight and management. Reports will also be provided to Ministers.

The plan will need to take on board further proposals that might arise, e.g. from the cross-cutting project on legislation, guidance and datasets.

Conclusion

This plan takes a systematic and considered approach to implementing the Water & Marine theme package, supported by effective information management and monitoring arrangements. Key proposals have been taking forward quickly whilst the broad package has been assessed and prioritised according to benefits to business.

Annex: Water and Marine Theme Implementation Plan

Inland Waterways of England and Wales

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
Completed as part of the transfer of British Waterways to the Canal & River Trust	Scrap - Totally redundant	Regulatory Reform (British Waterways Board) Order 2003	Domestic	Completed
April 2014 latest	Improve - Include charging for marinas in the Medway	The Environment Agency (Inland Waterways Order) 2010	Domestic	Consultation has taken place. An amendment Order is expected to come into force by August 2013.
October 2014	Scrap – Totally redundant	British Waterways Board (Limit for Borrowing) Order 2001	Domestic	Not required
April 2015	Improve - Review these pensions related regulations to determine whether the provisions have been spent and can be repealed	British Waterways Board (Alteration of Pension Schemes) (No 2) Order 1971 British Waterways Board (Alteration of Pension Schemes) Order 1971 British Transport (Transfer from British Waterways Board Pension Schemes) Order 1968.	Domestic	The need for consultation will depend on lawyers' views on whether these regulations are spent. If necessary, consultation in September 2014.
April 2015	Improve - As part of the review of options for the transfer of the Environment Agency navigations to the Canal & River Trust	Wye Navigation Order 2002	Domestic	TBC

Flood and Coastal Erosion Risk Management

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
June 2013	Improve - Amend to reflect the changes to the legislation and remade as a set of negative procedure rules	Reservoirs Act 1975 (Referees) (Appointment and Procedure) Rules 1986	Domestic	Completed in May 2012
June 2013	Improve - New regulations and amendments to existing regulations are needed for the amendments to the Act. These will be made with the minimum number of instruments keeping all types together. There will be one instrument for affirmative regulations, one for negative regulations, one for regulations with no fixed procedure and one for rules (negative procedure).	Reservoirs Act 1975	Domestic	Completed in May 2012
June 2013	Improve - SI 2005/143 will be combined with SI 1992/1527 into a new instrument with no fixed procedure	Reservoirs (Panels of Civil Engineers) (Application and Fees) Regulations 1992 Reservoirs (Panels of Civil Engineers) (Application and Fees) (Amendment) Regulations 2005	Domestic	Completed in May 2012
a) Proposals to Star Chamber by end spring 2014 b) October 2015	Improve - a) Investigate setting up a single website for all information on flood consents, including who to contact for a flood consent, what is exempt and what requires a licence and an email address for pre-application advice. Defra to discuss with GDS and send proposals to the Star Chamber by end spring 2014. b) Integrate flood defence consents into Environmental Permitting framework.	Water Resources Act s109	Domestic	b) Consultation on detailed proposals expected in summer 2014

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
a) Proposals to Star Chamber by end spring 2014 b) October 2015	Improve - a) Investigate setting up a single website for all information on flood consents, including who to contact for a flood consent, what is exempt and what requires a licence and an email address for pre-application advice. Defra to discuss with GDS and send proposals to the Star Chamber by end spring 2014. b) Integrate flood defence consents into Environmental Permitting framework.	Land Drainage Act 1991 s23	Domestic	b) Consultation on detailed proposals expected in summer 2014
April 2014	Scrap - Consider with lawyers how to scrap with other unnecessary Orders	Code of Practice on Environmental Procedure for Flood Defence Operating Authorities (Environment Agency) Approval Order Code of Practice on Environmental Procedure for Flood Defence Operating Authorities (Internal Drainage Boards and Local Authorities) Approval Order	Domestic	TBC
April 2014	Improve - Simplify procedures and reduce the number of advertising procedures for structural changes to IDBs. This should result in around £24k cost savings per scheme for IDBs and EA. This is being taken forward as part of the Water Bill.	Land Drainage Act 1991, s 2 & 3, schedule 3	Domestic	Consultation on the proposed changes was launched on 21 January 2013
June 2014	Scrap - This is being taken forward as part of the Water Bill	Public Health Act 1936 s262 and s263	Domestic	Consultation as part of consultation on proposals in draft Water Bill
April 2015	Improve - Merge the 7 related Coastal protection regulations into a single SI	The Coast protection (Variation of Excluded Waters) Regulations	Domestic	TBC

Water Quality

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
Completed	Improve - Remove the policy requiring secondary treatment for new coastal discharges of between 2000 and 10,000 Population Equivalent	Urban Waste Water Treatment (England and Wales) Regulations 1994 Urban Waste Water Treatment (England and Wales) (Amendment) Regulations 2003	EU	TBC
May 2013	Improve - Revise regulations to reduce record-keeping for low intensity farmers; increase flexibility for fruit and specialist grass growers	Nitrate Pollution Prevention Regulations 2008, (Transposed Article 5(3) of Council Directive 91/676/EEC) Nitrate Pollution Prevention (Amendment) Regulations 2009	EU	Consultation closed in March 2012
June 2013	Improve - Transfer responsibility for displaying public information on water quality from private bathing water controllers to local authorities for all bathing waters.	Bathing Water Regulations 2008	EU	Consultation closed
December 2013	Improve - Publish updated guidance on River Basin planning with the aim to provide further clarity especially around the no deterioration objective and the assessment of disproportionate cost	Water Environment (Water Framework Directive) (England and Wales) Regulations 2003 Water Environment (Water Framework Directive) (Northumbria River Basin District) Regulations 2003 Water Environment (Water Framework Directive) (Solway Tweed River Basin District) Regulations 2004	EU	Consultation closed
April 2014	Scrap - Directive will be repealed under the Water Framework Directive at end 2013	The Surface Water (Dangerous Substances) (Classification) Regulations 1998 The Surface Water (Dangerous Substances) (Classification) Regulations 1997 The Surface Water (Dangerous Substances) (Classification) Regulations 1992 The Surface Water (Dangerous Substances) (Classification) Regulations 1989	EU	TBC
April 2014	Scrap - Directive will be repealed under the Water Framework Directive at end 2013	Surface Waters (Shellfish) (Classification) (Amendment) Regulations 1997 Surface Waters (Shellfish) (Classification) (Amendment) Regulations 2009	EU	TBC

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
April 2014	Scrap - Directive will be repealed under the Water Framework Directive at end 2013	The Surface Water (Fishlife) (Classification) (Amendment) Regulations 2009 The Surface Water (Fishlife) (Classification) (Amendment) Regulations 2003 The Surface Water (Fishlife) (Classification) Regulations 1997	EU	TBC
April 2014	Improve - Review the regime relating to the consenting of trade effluent discharges to sewers	Control of Pollution (Discharges into Sewers) Regulations 1976, SI 1976/958 Trade Effluents (Prescribed Processes and Substances) Regulations 1992 Part IV Chapter III of Water Industry Act 1991 Trade Effluent Trade Effluents (Prescribed Processes and Substances) (Amendment) Regulations 1990 Trade Effluents (Prescribed Processes and Substances) Regulations 1989	Domestic	TBC
April 2014 - for implementation of any outcomes of review	Improve - a) Update the Star Chamber on the outcome of further dialogue with the water companies around earned recognition. b) Review the Environment Agency's permitting policy with regard to unusual weather waivers with a particular focus on cold weather. This will be evidence based on a study to be undertaken into reviewing UK and European Practice for Cold Weather Nitrification.	Water Discharge Activity Permits: Regulation 73: Part 2 of schedule 3 and schedule 21 of Environmental Permitting (England and Wales) Regulations 2010.	Domestic	TBC
April 2014	Scrap - Code and regulation is superseded by the code issued and approved in 2000 (SI 2000/477)	Water and Sewerage (Conservation, Access and Recreation) (Code of Practice) Order 1989	Domestic	TBC
April 2014	Scrap - Superseded by the Direction relevant to the implementation of the Water Framework Directive	Surface Waters (River Ecosystem) (Classification) Regulations 1994	Domestic	TBC
April 2014	Scrap - Directive was repealed under the Water Framework Directive and monitoring is being carried out under the Water Framework Directive regulations	Surface Waters (Abstraction for Drinking Water) (Classification) Regulations 1996	EU	TBC

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
Aim to conduct a Post Implementation Review of the Environmental Permitting Regulations in 2014, implementing any results as soon as possible thereafter	<p>Improve - a) Defra to complete a Post Implementation Review of Environmental Permitting Regulations.</p> <p>b) EPR guidance is already being amended in response to the Red Tape Challenge, Environment Theme.</p>	Schedules 2, 3 and 22 of Environmental Permitting (England and Wales) Regulations 2010.	EU	TBC
December 2014	Improve - Review regulations with industry to consider revising to reflect technological changes and development in farming techniques since regulations were made	Water Resources (Control of Pollution) (Silage, Slurry and Agricultural Fuel Oil) (England) (Amendment) Regulations 2010	Domestic	Consultation closed

Water Treatment and Supply

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
October 2013	Scrap - This legislation is now redundant so its removal will tidy up legislation and remove a whole redundant Act from the statute book	Statutory Water Companies Act 1991	Domestic	TBC
October 2013	Scrap - Regulation is now redundant	Companies Act 1985 (Modifications for Statutory Water Companies) Regulations 1989	Domestic	TBC
Dependant on timing of EU legislation. Target of January 2014	Improve - Seek to include these requirements within a single consolidated set of regulations for drinking water quality.	Drinking Water (Undertakings) (England and Wales) Regulations 2000 Water Supply (Miscellaneous Amendments) (England and Wales) Regulations 2010	EU	Not required for merger. Limited consultation necessary only if done in conjunction with EU proposals.
April 2014	Scrap - Regulation unnecessary and duplicates existing legislation	Director General of Water Services' Register (Inspection and Charges) Order 1989	Domestic	TBC
April 2014	Improve - Introduce new, simpler rules consistent with modern insolvency practice to ensure that insolvency proceedings run more smoothly and efficiently	Water Industry (Special Administration) Rules 2009	Domestic	Not required
April 2014	Improve - Reduce number of regulations by merging when we implement changes to be introduced by the Enterprise Bill and Water Bill	Water Mergers (Determination of Turnover) Regulations 2004 Water Mergers (Modification of Enactments) Regulations 2004	Domestic	TBC
April 2014	Improve - Action to increase contestability of connecting new developments to the water and sewerage network also ensuring costs to developers are fair and transparent	Not applicable – point of clarification	Domestic	Not required
October 2014	Improve - We wish to scrap this legislation which imposes no direct burden. However legal investigation is required to establish if the regulation is now spent.	Water Resources (Succession to Licences) Regulations 1969	Domestic	Not required

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
October 2014	Improve - Reduce number of regulations by merging	Water Resources (Abstraction and Impounding) (Amendment) Regulations 2006 Water Resources (Abstraction and Impounding) (Amendment) Regulations 2008	Domestic	Not required
Dependant on timing of EU legislation. Potential for January 2014. Latest date January 2015.	Improve - Reduce number of regulations by merging. These regulations have been subject to five sets of amending regulations. Further amending regulations may be required when the Commission introduces a new directive. Consolidation into a single instrument will make it easier for stakeholders to understand regulatory requirements.	Water Supply (Water Quality) (Amendment) Regulations 2001 Water Supply (Water Quality) Regulations 2000 (Amendment) Regulations 2007 Water Supply (Water Quality) Regulations 2000 Water Supply Regulations 2010	EU	Not required for merger. Limited consultation necessary only if done in conjunction with EU proposals.
April 2015	Improve - Merge with deregulatory effect. This will be reviewed in light of any changes/reforms introduced by the Water Bill.	Water Supply (Exceptions from Supply System Prohibitions) Regulations 2005	Domestic	TBC
April 2015	Improve - Ofwat will be asked to review standards for household customers and look at setting standards for non-households through market codes (dependent on obtaining a change through Water Bill). This would include an opportunity to improve standards of service to business customers e.g. developers.	Water Supply and Sewerage Services (Customer Service Standards) Regulations 2008	Domestic	Not required
April 2015	Scrap - With deregulatory effect. Seek to use Water Bill to introduce provisions through guidance. Will also remove need for applicants to publish application on website or by other means.	Water Supply Licence (Application) Regulations 2005	Domestic	Not required
April 2015	Improve - Merge and improve regulation by increasing competition and making it easier for new entrants to retain market share	Water Supply Licence (New Customer Exception) Regulations 2005	Domestic	Not required
April 2015	Improve - Update the Code of Practice on fluoridation of drinking water to make the rules clearer for industry and update the legislation following changes to PHE	Water Fluoridation (Consultation) (England) Regulations 2005 Water Supply (Fluoridation Indemnities) (England) Regulations 2005	Domestic	Not required
April 2015	Improve - Reduce number of regulations by merging.	Water Industry (Prescribed Conditions) Regulations 1999 Water Industry (Prescribed Conditions) Regulations 2007	Domestic	TBC

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
April 2015	Improve - These are a large number of pre-privatisation regulations. We wish to scrap these regulations which impose no direct burden. However, legal investigation is required to establish whether they are spent.	<p>Water Reorganisation (Capital Allowances) Order 1989</p> <p>Water Officers (Compensation) (Amendment) Regulations 1968</p> <p>Water Reorganisation (Holding Companies of Successor Companies) Order 1989</p> <p>Water Reorganisation (Nominated Holding Companies) (Extinguishment of Loans) Order 1989</p> <p>Water (Compensation) Regulations 1983</p> <p>Water (Consequential Amendments) Order 1989</p> <p>Water (Local Statutory Provisions) (Consequential Amendments) Order 1989</p> <p>Water (Target Investment Limit) Order 1990</p> <p>Water Act 1983 (Dissolution of the National Water Council) Order 1983</p> <p>Water Act 1983 (Dissolution of Water Space Amenity Commission) Order 1983</p> <p>Water Act 1983 (National Water Council Appointed Day) Order 1983</p> <p>Water Act 1983 (Water Space Amenity Commission Appointed Day) Order 1983</p> <p>Water and Sewerage (Works) (Advance Payments) Regulations 1989</p> <p>Water Industry Act 1991</p> <p>Water Authorities (Retirement of Chief Officers) Regulations 1974</p> <p>Water Authorities (Successor Companies) Order 1989</p> <p>Water Authorities (Transfer of Functions) (Appointed Day) Order 1989</p> <p>Water Authorities etc (Miscellaneous Provisions) Order 1974</p> <p>Water Authority Expenses (Limitation of Precepts) Order 1980</p>	Domestic	TBC

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
April 2015	Improve - Reduce number of regulations by merging four amending regulations into a single regulation. These regulations have been subject to 4 sets of amending regulations. Consolidation into a single instrument will make it easier for stakeholders to understand regulatory requirements.	Water Industry (Charges) (Vulnerable Groups) Regulations 1999 Water Industry (Charges) (Vulnerable Groups) Regulations 2000 Water Industry (Charges) (Vulnerable Groups) Regulations 2003 Water Industry (Charges) (Vulnerable Groups) Regulations 2005	Domestic	Not required
April 2015	Improve – Merge and seek to lower the threshold for non-household customers to replace their water and sewerage company to 5 megalitres to align it with water supply licensing regime. This would increase choice for customers and potentially lead to improved services/lower costs.	Water and Sewerage Undertakers (Inset Appointments) Regulations 2000 Water and Sewerage Undertakers (Inset Appointments) Regulations 2005	Domestic	TBC
April 2015	Improve - Reduce number of regulations by merging. Regulation remains largely the same in content but reduces the burden on the statute book.	Water (Meters) (Amendment) Regulations 1988 Water (Meters) Regulations 1988	Domestic	TBC
April 2015	Improve - We will review the process for making changes to water companies' licences under section 13 of the Water Industry Act. We will explore with Ofwat and water companies whether the process might be amended to ensure acceptable and speedier outcomes.	Water Supply Licence (Modification of Standard Conditions) Order 2005	Domestic	Not required
April 2015	Improve - Proposals for changes to the charging provisions have been included in the draft Water Bill. The proposals provide Ofwat with a power to set mandatory charging rules that charging schemes will have to follow. Therefore we are seeking to reduce administrative burdens from a simpler system.	Water Industry Act 1991	Domestic	Not required

Conservation and Use of the Marine Environment

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
Completed	Improve - Extend the number of exemptions to the licensing regime	The Marine Licensing (Exempted Activities) Order 2011,	Domestic	Completed
Measure will be subject to annual progress reviews. The first is due in autumn 2013. Future updates will follow in spring 2014, 2015 and 2016. ¹	Improve - To review the Lyme Bay project and explore the possibility of applying the approach to other inshore fisheries around the country	N/A	N/A	TBC if appropriate
October 2014	Scrap - Totally redundant	Deposits in the Sea (Exemptions) (Amendment) (England and Wales) Order 2010	Domestic	TBC
April 2015	Improve - Consider the scope for consolidating these measures. This will be dependent on completion of the expected revision to the EIA Directive.	The Marine Works (Environmental Impact Assessment) Regulations 2007 The Marine Works (Environmental Impact Assessment) (Amendment) Regulations 2011	EU	TBC
April 2015	Improve - Consider the scope for consolidating these measures so far as is practicable	The Marine Management Organisation (Prescription of Powers to Fix Fees and Charges) Order 2010, The Marine Licence (Application Appeals) Regulations 2011, The Marine Licensing (Notices Appeals) Regulations 2011, The Marine Licensing (Delegation of Functions) Order 2011, The Marine Licensing (Application Fees) Regulations 2011, The Marine Licensing (Register of Licensing Information) Regulations 2011	Domestic	TBC

¹ Review of the Lyme Bay Project cannot take place until the project has completed. The earliest a review could commence is Spring 2016.

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
April 2015	Improve - Consider the scope for merging this regulation with The Marine Licensing (Exempted Activities) Order 2011	The Marine and Coastal Access Act 2009 (Amendment) Regulations 2011	Domestic	TBC
October 2016 ²	Improve - Reduce number of regulations by merging. Regulation remains largely the same in content.	Offshore Marine Conservation (Natural Habitats, &c) (Amendment) Regulations 2007 Offshore Marine Conservation (Natural Habitats, &c) (Amendment) Regulations 2009 Offshore Marine Conservation (Natural Habitats, &c) (Amendment) Regulations 2010	EU	TBC

² The Law Commission's report on the reform of wildlife law is due to be submitted to the Secretary of State before the Summer recess. This report will propose a reforms to the wildlife species protection and conservation legislation, including issues relating to the transposition of the EU Wild Birds and Habitats Directives. Any new legislation arising from this report, and it is anticipated that a Bill will be prepared around June 2014. This proposed legislation is likely to have implications for the Offshore Marine Regulations. In light of this any decision to consolidate or amend the Offshore Regulations should await the outcome of discussions on that Bill, probably in Spring 2016.

Freshwater and Migratory Fisheries

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
October 2013	Improve - The 1998 and 2003 Orders will be revoked and replaced by the Prohibition or Keeping or Release of Live Fish (Specified Species) Order 2013	Prohibition of Keeping or Release of Live Fish (Specified Species) Order 1998 Prohibition of Keeping or Release of Live Fish (Specified Species) (Amendment) (England) Order 2003	Domestic	April 2013
April 2014	Improve - Explore the possibility of rationalisation of regulation in this area with the planned introduction of new legislation under the Import of Live Fish Act 1980	Prohibition of Keeping of Live Fish (Crayfish) (Amendment) Order 1996 Prohibition of Keeping of Live Fish (Crayfish) Order 1996	Domestic	TBC
April 2014	Improve - Simplify, achieving deregulation with impact	The Alien and Locally Absent Species in Aquaculture (England and Wales) Regulations 2011	Domestic	TBC
April 2014	Improve - The Keeping, Removing and Release of Fish Regulations 2014 will simplify current licensing regimes therefore have a deregulatory impact	The Regulation is being made under the Marine and Coastal Access Act 2009, Part 7, Chapter 3, Section 232 Marine and Coastal Access Act	Domestic	Spring/summer 2013
April 2015	Improve - Look to reduce the number of regulations by merging. The regulations remain largely the same in content.	Salmon and Migratory Trout (North-East Atlantic) Order 1972 (1973) Salmon and Migratory Trout (Prohibition of Fishing) Order 1972 (1973) Salmon and Migratory Trout (Prohibition of Fishing) (No 2) Order 1972 (1973) Salmon and Migratory Trout (Prohibition of Fishing) Amendment Order 1975 Salmon and Migratory Trout (Prohibition of Fishing) (Variation) Order 1983 Salmon and Migratory Trout (Prohibition of Fishing) (Variation) (No 2) Order 1983 Salmon and Migratory Trout (Restrictions on Landing) Order 1972 Salmon and Migratory Trout (Restrictions on Landing) Amendment Order 1975 Salmon and Migratory Trout (Restrictions on Landing) (Variation) Order 1975 Salmon and Migratory Trout (Restrictions on Landing) (Variation) Order 1983 Salmon and Migratory Trout (Enforcement) Order 1973	Domestic	TBC

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
April 2015	Improve - Look to remove unnecessary provisions	Salmon Act 1986	Domestic	TBC

Sea Fisheries

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
Completed	Improve – Liberalise/improve implementation	Scallop Fishing Order 2004 revoked and replaced by SI 2012/2283. The Scallop Fishing (England) Order 2012	Domestic	Completed
Completed	Scrap - Totally redundant	Fishing Boats (Satellite-Tracking Devices) (England) Scheme 2004 and Fishing Boats (Electronic Transmission of Fishing Activities Data) (England) Scheme 2010 revoked and replaced by Fishing Boats (Electronic Transmission of Fishing Activities Data) (England) Scheme 2012 (SI2012/1375)	EU	Completed
October 2013	Scrap - Totally redundant	British Fishing Boats Act 1983	Domestic	TBC
October 2013	Scrap - Totally redundant	Sea Fisheries Act 1869 Fisheries Act 1891	Domestic	TBC
January 2014	Scrap - Duplication/overlap with another regulation	Sea Fishing (Enforcement of Community Quota and Third Country Fishing Measures Order 2000 Sea Fishing (Enforcement of Community Quota and Third Country Fishing Measures (Amendment) Order 2000	EU	Not required
January 2014	Scrap - Totally redundant	Incidental Catches of Cetaceans in Fisheries (England) Order 2005	EU	Not required
January 2014	Scrap - Totally redundant	Sea Fishing (Days in Port) Regulations 1992 Sea Fish (Days in Port) (Amendment) Regulations 1992	EU	Not required
January 2014	Scrap - Totally redundant	Fishing Boats (Marking and Documentation) (Enforcement) Order 1993	EU	TBC
January 2014	Scrap - Totally redundant	Sea Fishing (Prohibition on the Removal of Shark Fins) Order 2007	EU	Not required
January 2014	Scrap - Totally redundant	Sea Fishing (Recovery Measures) Order 2008	EU	Not required

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
January 2014	Scrap - Totally redundant	Sea Fishing (Marking and Identification of Passive Fishing Gear and Beam Trawls) (England) Order 2006 Sea Fishing 2006 (Restriction on Days at Sea) Order 2007 Sea Fishing (North-East Atlantic Control Measures Order 2000 Sea Fishing (Enforcement of Community Conservation Measures) (Amendment) Order 2009 Sea Fishing (Enforcement of Community Conservation Measures) (Amendment) Order 2005 Sea Fishing (Enforcement of Community Conservation Measures) (Amendment) Order 2002 Sea Fishing (Enforcement of Community Conservation Measures) (Amendment) Order 2000 Sea Fishing (Enforcement of Community Conservation Measures) Order 2000 Sea Fishing (Enforcement of Community Licensing Measures) (North of Scotland Box) Order 1984 Sea Fishing (Enforcement of Community Measures for Spanish and Portuguese Vessels) Order 1986 Sea Fishing (Enforcement of Community Satellite Monitoring Measures) Amendment (Revocation) (England) Regulations 2004 Sea Fishing (Enforcement of Community Satellite Monitoring Measures) Regulations 2004	EU	Not required
October 2014	Scrap - Totally redundant	Sandeels Licensing Order 1989	Domestic	TBC
October 2014	Scrap - Totally redundant	Whaling Industry (Ship) Regulations 1955 Whaling Industry (Ship) (Amendment) Regulations 1958 Whaling Industry (Ship) (Amendment) Regulations 1959 Whaling Industry (Ship) (Amendment) Regulations 1960 Whaling Industry (Ship) (Amendment) Regulations 1961	Domestic	TBC
October 2014	Scrap - Totally redundant	British Fishing Boats Order 1983	Domestic	TBC
October 2014	Scrap - Totally redundant	Foreign Sea-Fishery Officers Order 1973	International	Not required

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
October 2014	Scrap - Totally redundant	Decommissioning of Fishing Vessels Scheme 2007 Fish Farming (Financial Assistance) Scheme 1984 Fish Farming (Financial Assistance) Scheme 1987 Fisheries and Aquaculture Structures (Grants) Regulations 1995 Fisheries and Aquaculture Structures (Grants) Amendment Regulations 1998 Fishing Vessels (Acquisition and Improvement grants) 1987 Fishing Vessels (Acquisition and Improvement grants) 1990 Fishing Vessels (Decommissioning) Scheme 1997 Fishing Vessels (Decommissioning) Scheme 2001 Fishing Vessels (Decommissioning) Scheme 2003 Fishing Vessels (Financial Assistance) Scheme 1987 Fishing Vessels (Temporary Financial Assistance) Scheme 1982	EU	TBC
October 2014	Scrap - Totally redundant	Undersized Lobsters Order 2000	Domestic	TBC
October 2014	Scrap - Duplication/overlap with another regulation	Agricultural, Fishery and Aquaculture Products (Improvement Grant) Regulations 1991	EU	TBC
October 2014	Scrap - Totally redundant	Calshot Oyster Fishery Order 2005 River Taw Mussel Fishery Order 1962	Domestic	TBC
October 2014	Scrap - Totally redundant	Anglo-Norwegian Sea Fisheries Order 1961	International	TBC
April 2015	Improve - Liberalise/improve implementation	Fisheries Act 1981 (Amendment) Regulations 1989, Channel Tunnel (Amendment of the Fisheries Act 1981) Order 1994 Fisheries Act 1981	Domestic	TBC
April 2015	Improve - Reduce number of regulations by merging. Regulation remains largely the same in content.	Lobsters and Crawfish (Prohibition of Fishing and Landing) Order 2000 Razor Shells, Trough Shells and Carpet Shells (Specified Sea Area) (Prohibition of Fishing) Order 1998 Undersized Spider Crabs Order 2000 Undersized Velvet Crabs Order 1989 Undersized Edible Crabs Order 2000	Domestic	TBC

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
April 2015	Improve - Reduce number of regulations by merging/amendments/simplification, achieving deregulation with impact	Fishing Boats (Belgium) Designation Order 1965 Fishing Boats (France) Designation Order 1965 Fishing Boats (Republic of Ireland) Designation Order 1965 Fishing Boats (European Economic Community) Designation (Variation) Order 1992 Fishing Boats (European Economic Community) Designation (Variation) Order 1996 Fishing Boats (European Community) Designation (Variation) Order 1983 Fishing Boats (European Community) Designation (Variation) Order 1986 Fishing Boats (Specified Countries) Designation (Variation) Order 1996 Fishing Boats (Specified Countries) Designation Order 1997 Foreign Fishing Boats (Stowage of Gear) Order 1970	Domestic	TBC
April 2015	Improve - The main Order is being revised and we propose to carry out a consolidation exercise at the same time. The impact of this change will be for all provisions to be contained in one Order which may achieve simplification for the reader. The Regulations themselves will remain.	Sea Fish Licensing (Variation) (No. 2) Order 1993 Sea Fish licensing (Variation) Order 1993 Sea Fish Licensing Order 1992	EU	TBC
April 2015	Improve - Reduce number of regulations by merging. Regulation remains largely the same in content.	Fisheries (Miscellaneous Amendments) Regulations 2009	EU	TBC
Spring 2015	Improve - Reduce number of regulations by merging/amendments/simplification, achieving deregulation with impact	Several and Regulated Fisheries (Form of Application) Regulations 1987	Domestic	TBC
2016	Improve - Review in 2015/16 to explore scope for improvement in the light of the update of EU technical conservation measures	Prohibition of Fishing with Multiple Trawls Order 2003	EU	First quarter of 2016

Target date of implementation	Proposal	Title of relevant SI or act	Origin	Consultation start date
Regulations for review in 2016 in the light of the update of the EU technical conservation measures	Improve - Regulation will be taken back to EU for re-negotiation/reform/improvement	Shrimp Fishing Nets Order 2002	EU	First quarter of 2016
Regulations for review in 2016 in the light of the update of the EU technical conservation measures	Improve - Reduce number of regulations by merging/amendments/simplification, achieving deregulation with impact	Sea Fish (Specified Sea Area) (Regulation of Nets and Prohibition of Fishing Methods) (Variation) Order 1999 Sea Fish (Specified Sea Area) (Regulation of Nets and Prohibition of Fishing Methods) Order 1989 Sea Fish (Specified Sea Area) (Regulation of Nets and Other Fishing Gear) 2003 Sea Fish (Specified Sea Area) (Regulation of Nets and Other Fishing Gear) 1991 Sea Fish (Specified Sea Area) (Regulation of Nets and Other Fishing Gear) 2001	EU	First quarter of 2016