

**EXPLANATORY MEMORANDUM TO**  
**THE NATIONAL PARK AUTHORITIES (ENGLAND) ORDER 2015**

**2015 No. 770**

1. This explanatory memorandum has been prepared by the Department for Environment, Food and Rural Affairs and is laid before Parliament by Command of Her Majesty.
2. **Purpose of the instrument**
  - 2.1 The purpose of this Order is to consolidate six statutory instruments pertaining to the National Park Authorities (England) Order 1996.
3. **Matters of special interest to the Joint Committee on Statutory Instruments**
  - 3.1 None
4. **Legislative Context**
  - 4.1 National Park Authorities (England) Order 1996 (1996/1243) established seven English National Park Authorities under section 63, part III of the Environment Act 1995
  - 4.2 National Park Authorities (England) (Amendment) Order 1996 (1996/2546) – corrected an error in paragraph 10 of Schedule 7 to the National Park Authorities (England) Order 1996. The substituted sub-paragraph provides for the application of provisions of the Local Authorities (Standing Orders) Regulation 1993 on 1<sup>st</sup> April 1997 rather than the non-application of those provisions
  - 4.3 National Park Authorities (England) Order 2006 (2006/3165) – amends the National Park Authorities (England) Order 1996 (1996/1243) so as to alter the number of members appointed to the National Park authorities other than Northumberland and the New Forest. Also amends paragraph 10 of the Order (disposal of abandoned vehicles) of Sch 5 (application of enactments and instruments), for “regulation 12(1)” substitute “regulation 12(1)(e)”.
  - 4.4 National Park Authorities (England) (Amendment) Order 2009 (2009/557) – this Order altered the membership of the Northumberland National Park Authority, following the Northumberland (Structural Change) Order 2008 (2008/494) which created a unitary authority.
  - 4.5 The Local Government (Structural Changes) (Miscellaneous Amendments and Other Provision) Order 2009 (2009/837) - amended Sch 1 of the National Park Authorities (England) Order 1996 in Part 2. Article 23 provides for the new single tier

council for Cheshire East to appoint one member to the Peak District National Park Authority.

4.6 The National Park Authorities (England) (Amendment) Order 2014 (2014/571) altered the prescribed membership of the National Park Authorities for Dartmoor, Exmoor, Lake District, Northumberland and North York Moors National Parks.

## **5. Territorial Extent and Application**

5.1 This instrument applies to England National Parks.

## **6. European Convention on Human Rights**

As the instrument is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

## **7. Policy background**

- What is being done and why

7.1 In response to the public commitment to the Red Tape Challenge, the Department for Environment, Food and Rural Affairs are proposing to consolidate six Statutory Instruments pertaining to the National Park Authorities (England) Order 1996

- Consolidation

7.2 The six Statutory Instruments to be consolidated are:  
National Park Authorities (England) Order 1996 (1996/1243)  
National Park Authorities (England) (Amendment) Order 1996 (1996/2546)  
National Park Authorities (England) Order 2006 (2006/3165)  
National Park Authorities (Amendment) (England) Order 2009 (2009/557)  
The Local Government (Structural Changes) (Miscellaneous Amendments and Other Provision) Order 2009 (2009/837)  
The National Park Authorities (England) (Amendment) Order 2014 (2014/571)

## **8. Consultation outcome**

8.1 A brief consultation ran from 13 February 2015 – 20 February 2015. There were no objections to the proposal to consolidate six Statutory Instruments.

## **9. Guidance**

9.1 No guidance or any other form of publicity is required as this instrument does not change existing policy.

## **10. Impact**

10.1 This Order has no impact on business, charities or voluntary bodies.

10.2 This order has no impact on the public sector as there is no change from existing policy.

10.3 An Impact Assessment has not been prepared for this instrument.

## **11. Regulating small business**

11.1 The legislation does not apply to small business.

## **12. Monitoring & review**

12.1 The Department of Environment, Food and Rural Affairs and Environment Agency will continue to monitor the coherence and clarity of the Statutory Instruments to be listed in the Order.

## **13. Contact**

Rebecca Waite at the Department for Environment, Food and Rural Affairs Tel: 0117 372 3647 or email: [Rebecca.Waite@defra.gsi.gov.uk](mailto:Rebecca.Waite@defra.gsi.gov.uk) can answer any queries regarding the instrument.