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STATUTORY INSTRUMENTS

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**2002 No. 3153 (N.I. 7)**

**NORTHERN IRELAND**

**The Environment (Northern Ireland) Order 2002**

*Made - - - - 17th December 2002  
Coming into operation in accordance with Article  
1(2) and (3)*

**THE ENVIRONMENT (NORTHERN IRELAND) ORDER 2002**

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PART I — LIST OF PURPOSES

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*Permit*

4. Prohibiting persons from operating any installation or plant of any...
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9. Authorising the Department to make schemes for the charging by...
10. Authorising, or authorising the Department to make schemes for, the...

*Information, publicity and consultation*

11. Enabling persons of any specified description (whether or not they...
12. Securing— (a) that publicity is given to specified matters;
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*Enforcement and offences*

14. (1) Conferring on enforcing authorities functions with respect to the...
15. (1) Authorising enforcing authorities to serve on holders of permits...
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18. Enabling, where a person has been convicted of an offence...

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*General*

20. (1) Making provision which, subject to any modifications that the...
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*Particular types of pollution*

21. The regulations may provide for specified provisions of the regulations...

*Determination of matters by enforcing authorities*

22. The regulations may make provision for anything which, by virtue...

*Imposition of conditions*

23. In connection with the determination of conditions as mentioned in...

*Charging schemes*

24. The regulations may require any such scheme as is mentioned...

*Offences*

25. (1) The regulations may provide for any such offence as...

*Interpretation*

26. In this Schedule— “public body” means a body established or...

SCHEDULE 2 — AIR QUALITY: SUPPLEMENTAL PROVISIONS

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1. (1) A district council in carrying out its functions in...

*Exchange of information*

2. (1) A relevant authority shall provide a district council with...

*Joint exercise of district council functions*

3. (1) The Department may give directions to any two or...

*Public access to information about air quality*

4. (1) Each district council shall— (a) secure that there is...

*Fixed penalty offences*

5. (1) Without prejudice to the generality of sub-paragraph (o) of...

SCHEDULE 3 — SUPPLEMENTAL PROVISIONS WITH RESPECT TO POWERS OF ENTRY

*Interpretation*

1. In this Schedule “relevant power” means a power conferred by...

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2. (1) If it is shown to the satisfaction of a...

*Information obtained to be admissible in evidence*

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*Compensation*

5. (1) Where an authorised person exercises any power conferred by...

SCHEDULE 4 — TRANSITIONAL PROVISIONS

*Introductory*

1. (1) In this Schedule “the 1985 Order” means the Nature...

*Existing areas of special scientific interest*

2. (1) Any declaration under Article 24 of the 1985 Order...

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3. (1) Subject to sub-paragraph (2) and paragraphs 4 and 5—...

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4. Article 32 does not apply in relation to the carrying...

*Appeals under Article 33*

5. (1) Article 33(1)(a) does not apply to a refusal of...

*Management agreements*

6. (1) Subject to sub-paragraph (2), an agreement in force under...

*Compensation*

7. Despite its repeal by this Order, Article 26 of the...

*Duty of public bodies in relation to operations*

8. Article 39 does not apply in relation to the carrying...

*Offences and restoration orders*

9. Article 46 does not apply in relation to an offence...

## SCHEDULE 5 — AMENDMENTS

## Part — POLLUTION PREVENTION AND CONTROL

*The Public Health (Ireland) Act 1878 (c. 52)**The Land Development Values (Compensation) Act (Northern Ireland) 1965 (c. 23)*

2. In Part II of Schedule 2, after paragraph 5(2) add—...

*The Pollution Control and Local Government (Northern Ireland) Order 1978 (NI 19)*

3. (1) In Article 55(4)(a) after “part of” insert “an installation...”

*The Merchant Shipping Act 1995 (c. 21)*

4. In section 136A at the end add “or an authorisation...”

*The Finance Act 1996 (c. 8)*

5. In section 66 (ba) after “1999” insert “or under regulations...”

*The Water (Northern Ireland) Order 1999 (NI 6)*

6. (1) In Article 10(1) after sub-paragraph (b) insert—

## PART II — AIR QUALITY

*The Road Traffic Regulation (Northern Ireland) Order 1997 (NI 2)*

7. In Article 4(1) (traffic regulation orders), at the end add...

*The Industrial Pollution Control (Northern Ireland) Order 1997 (NI 18)*

8. In Article 7(12) (conditions of authorisations) at the end add...

## PART III — AREAS OF SPECIAL SCIENTIFIC INTEREST

*The Nature Conservation and Amenity Lands (Northern Ireland) Order 1985 (NI 1)*

9. In Article 16(1)(a) after “or under” insert “Article 41 of...”

*The Planning (Northern Ireland) Order 1991 (NI 11)*

10. In Article 18(1)(b)(iii) for “Article 24 of that Order” substitute...

## SCHEDULE 6 — REPEALS

## PART I — POLLUTION PREVENTION AND CONTROL

## PART II — AREAS OF SPECIAL SCIENTIFIC INTEREST

Explanatory Note