STATUTORY RULES OF NORTHERN IRELAND

2015 No. 74

PLANNING

The Planning (Environmental Impact Assessment) Regulations (Northern Ireland) 2015

Made - - - - 25th February 2015
Coming into operation 1st April 2015

THE PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT) REGULATIONS (NORTHERN IRELAND) 2015

PART 1

- 1. Citation and commencement
- 2. Interpretation
- 3. Directions
- 4. Prohibition on the grant of planning permission or subsequent consent without consideration of environmental information
- 5. Confirmation that development is EIA development
- 6. Appeals under Section 58 or Section 60 of the 2011 Act

PART 2

7. Pre-application determination as to need for environmental impact assessment and opinion as to content of environmental statement

PART 3

- 8. Procedure to facilitate preparation of environmental statements
- 9. Provision of information

PART 4

- 10. Applications made to the council which appear to require determination as to need for environmental impact assessment
- 11. Applications made to the Department which appear to require determination as to need for environmental impact assessment

Status: This is the original version (as it was originally made).

- 12. Subsequent applications made to the council where environmental information previously provided
- 13. Subsequent applications made to the Department where environmental information previously provided
- 14. Subsequent applications made to the council where environmental information not previously provided
- 15. Subsequent applications made to the Department where environmental information not previously provided
- 16. Application made to the council without an environmental statement
- 17. Application made to the Department without an environmental statement
- 18. Application referred to the Department without an environmental statement
- 19. Extension of the period for council's or Department's decision on an application for planning permission or subsequent application

PART 5

- 20. Publicity where an environmental statement is submitted
- 21. Availability of copies of environmental statement
- 22. Consultation where environmental statement submitted
- 23. Further information and evidence relating to environmental statement
- 24. Charges
- 25. Duty to inform the public of decisions

PART 6

26. Modifications where application is by a council

PART 7

EEA states

- 27. Development in Northern Ireland likely to have significant effects on the environment in another EEA state
- 28. Projects in another EEA state likely to have significant transboundary effects

PART 8

- 29. Interpretation of Part 8
- 30. Prohibition on the grant of planning permission for unauthorised development
- 31. Determination as to need for environmental statement, etc.
- 32. Time period for submission of environmental statement
- 33. Provision of information
- 34. Procedure where the Commission receives an environmental statement
- 35. Further information and evidence respecting environmental statements
- 36. Publicity for environmental statements and decisions
- 37. Involvement of other EEA states

PART 9

- 38. Restrictions on grant of permission by old enterprise zone schemes
- 39. Restrictions on the grant of permission by simplified planning zone schemes and enterprise zone schemes
- 40. Development Orders

PART 10

- 41. Availability of information in relation to determinations, opinions, decisions, etc.
- 42. Hearing by the Commission in relation to the council's or Department's determination
- 43. Use of electronic communications
- 44. Application to the Crown
- 45. Revocation, saving and transitional provisions Signature

SCHEDULE Descriptions of development for the purposes of the definition of

1 "Schedule 1 development"

Interpretation

Descriptions of development

SCHEDULE Descriptions of development and applicable thresholds and criteria

- 2 for the purposes of the definition of "Schedule 2 development"
- 1. In the Table below— "area of the works", includes any...
- 2. The Table below sets out the descriptions of development and...

SCHEDULE Selection criteria referred to in Article 4.3 of the Directive

3

- 1. Characteristics of development
- 2. Location of development
- 3. Characteristics of the potential impact

SCHEDULE Matters for Inclusion in Environmental Statement

4

PART 1

- 1. Description of the development, including in particular—
- 2. An outline of the main alternatives studied by the applicant...
- 3. A description of the aspects of the environment likely to...
- 4. A description of the likely significant effects of the development...
- 5. A description of the measures envisaged to prevent, reduce and...
- 6. A non-technical summary of the information provided under paragraphs 1...
- 7. An indication of any difficulties (technical deficiencies or lack of... PART 2
- 1. A description of the development comprising information on the site,...
- 2. A description of the measures envisaged in order to avoid,...
- 3. The data required to identify and assess the main effects...
- 4. An outline of the main alternatives studied by the applicant...
- 5. A non–technical summary of the information provided under paragraphs 1...

SCHEDULE Saving and transitional provisions

5

- PART 1 Modifications of Statutory Rules
- PART 2 The Planning (Environmental Impact Assessment) Regulations (Northern Ireland) 1999 as modified
- 2. Interpretation
- 4. Prohibition on the grant of planning permission or subsequent consent without consideration of environmental information
- 5. Confirmation that development is EIA development
- 7. Procedure to facilitate preparation of environmental statements
- 8. Provision of information
- 9. Application made to the council or the Department without prior determination as to need for environmental impact assessment or without an environmental statement
- 10. Extension of the period for council's or Department's decision on an application for planning permission or subsequent application
- 11. Publicity where an environmental statement is submitted
- 12. Availability of copies of environmental statement
- 13. Consultation where environmental statement submitted
- 14. Further information and evidence relating to environmental statement
- 17. Duty to inform the public of decisions
- 18. Development likely to have significant effects on the environment in another EEA state
- 19. Projects in another EEA state likely to have significant transboundary effects
- 22. Determination as to need for environmental statement, etc.
- 23. Time period for submission of environmental statement
- 25. Procedure where the Commission receives an environmental statement
- 26. Further information and evidence respecting environmental statements
- 27. Publicity for environmental statements and decisions
- 28. Involvement of other EEA states
- 34. Availability of information in relation to determinations, opinions, decisions, etc.
- 35. Hearing by the Commission in relation to the Department's determination Explanatory Note