

SCHEDULE 15

TRANSITIONAL PROVISIONS AND SAVINGS

PART 3

TRANSITION FROM THE 2007 REGIME

Improvement notices issued before the end of the transitional period

12.—(1) An improvement notice to which this paragraph applies has effect on and after the relevant date as an improvement notice issued in respect of a contravention of a corresponding provision of these Regulations.

(2) This paragraph applies to an improvement notice if—

- (a) it was in force or effective immediately before the relevant date; and
- (b) it was served on an owner, operator or well operator by an inspector under the 2007 regime.

(3) In this paragraph “relevant date” means the date on which the transitional period ends.

Prohibition notices issued before the end of the transitional period

13.—(1) Where—

(a) a prohibition notice—

- (i) is served on an owner, operator or well operator by an inspector as regards activities to which the 2007 regime applied or would have applied;
- (ii) is in force or effective immediately before the relevant date; and

(b) the activities mentioned in paragraph (i) are activities to which a corresponding provision of these Regulations applies, or will, if carried on, apply on and after the relevant date,

that notice continues to have effect on and after the relevant date as if served as regards activities to which these Regulations apply or will apply.

(2) In this paragraph “relevant date” means the date on which the transitional period ends.

Design etc. notifications

14. A notification under the 2007 regime which is completed immediately before the date on which the transitional period ends has effect on and after that date as a notification made under the corresponding provision of these Regulations.

15. Where a notification under the 2007 regime is not completed before the date on which the transitional period ends (“the relevant date”), but particulars of it have been notified before the relevant date in accordance with the 2007 regime—

- (a) the particulars notified have effect on and after the relevant date as particulars notified pursuant to the corresponding provision of these Regulations;
- (b) the absence from particulars falling within paragraph (a) of any particulars required pursuant to a corresponding provision of these Regulations but not required pursuant to the 2007 regime is to take effect as a material change in those particulars on the relevant date.