

*This Statutory Instrument has been made in consequence of defects in [S.I. 1999/3445](#) and is being issued free of charge to all known recipients of that Statutory Instrument.*

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STATUTORY INSTRUMENTS

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**2000 No. 2391**

**HARBOURS, DOCKS, PIERS AND FERRIES**

**The Harbour Works (Environmental Impact Assessment) (Amendment) Regulations 2000**

<i>Made</i>	- - - -	<i>5th September 2000</i>
<i>Laid before Parliament</i>		<i>7th September 2000</i>
<i>Coming into force</i>	- -	<i>2nd October 2000</i>

The Secretary of State for the Environment, Transport and the Regions and the Minister of Agriculture, Fisheries and Food as regards England, the Secretary of State for Scotland as regards Scotland and the Secretary of State for Wales as regards Wales, being Ministers designated<sup>(1)</sup> for the purposes of section 2(2) of the European Communities Act 1972<sup>(2)</sup> in relation to measures relating to the requirement for an assessment of the impact on the environment of projects likely to have significant effects on the environment, in exercise of the powers conferred by that section, hereby make the following Regulations:—

1. These Regulations may be cited as the Harbour Works (Environmental Impact Assessment) (Amendment) Regulations 2000, and shall come into force on 2nd October 2000.

2. The Harbour Works (Environmental Impact Assessment) Regulations 1999<sup>(3)</sup> shall be amended as follows—

- (a) in regulation 4(3)(c), for “selections” there shall be substituted “sections”;
- (b) in regulation 8(4), for “paragraph (2)(a)” there shall be substituted “paragraph (2)(b)”;
- (c) in regulation 14(2), for “12(1)” there shall be substituted “13(1)”;

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(1) [S.I. 1988/785](#). See also: The Secretary of State for the Environment, Transport and the Regions Order 1997 ([S.I. 1997/2971](#)).

(2) [1972 c. 68](#). By virtue of section 2(4) and (5) of the European Economic Area Act 1993 ([c. 51](#)), regulations may be made under section 2(2) of the European Communities Act 1972 to modify Acts made before 1st January 1994 so as to provide for equivalent treatment in relation to EEA States to that which is made in relation to EU States, and to make provision in relation to the EEA which is equivalent to that being made in relation to EU States. Council Directive [97/11/EC](#) was extended to the EEA by Decision No. 20/1999 (26th February 1999) of the EEA Joint Committee. Section 53 of the Scotland Act [1998 \(c. 46\)](#) transfers functions to the Scottish Ministers (as defined in section 44(2) of that Act, but section 57 provides for the power to remain exercisable by a Minister of the Crown as regards Scotland for the purposes specified in section 2(2) of the European Communities Act 1972.

(3) [S.I. 1999/3445](#).

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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(d) in Schedule 3, in paragraph 16(4) of the new Schedule 3 to the Harbours Act 1964(4), for “sub-paragraph (2)(a)” there shall be substituted “sub-paragraph (2)(b)”.

Signed by authority of the Secretary of State

7th August 2000

*Keith Hill*  
Minister of State,  
Department of the Environment, Transport and  
the Regions

24th August 2000

*Elliot Morley*  
Parliamentary Secretary (Commons), Ministry of  
Agriculture, Fisheries and Food

31st August 2000

*Brian Wilson*  
Minister of State, Scotland Office

5th September 2000

*David Hanson*  
Parliamentary Under-Secretary of State for  
Wales

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations correct a typographical error and three wrong cross references in the Harbour Works (Environmental Impact Assessment) Regulations 1999. Those Regulations implement, for Great Britain, Council Directive [85/337/EEC](#) (OJ No. L 175, 5.7.1985, p.40), as amended by Council Directive [97/11/EC](#) (OJ No. L 73, 14.3.1997, p.5), on the assessment of the effects of certain public and private projects on the environment, in respect of certain harbour works.