
STATUTORY INSTRUMENTS

2003 No. 2121

The Air Quality Limit Values Regulations 2003

Programmes and measures to address ozone levels

- 12.—(1) The Secretary of State shall draw up three lists of zones, namely zones in which—
- (a) levels of ozone in ambient air, as assessed in accordance with regulations 7 and 9, are higher than target values;
 - (b) levels of ozone in ambient air, as assessed in accordance with regulations 7 and 9, are higher than the long-term objectives, but equal to or below the target levels;
 - (c) ozone levels meet the long-term objectives.
- (2) The Secretary of State shall draw up and implement for each zone listed under paragraph (1) (a) a plan or programme for attaining the target values from the date specified in Part II of Schedule 2.
- (3) The obligation in paragraph (2) will not apply if the Secretary of State considers that attaining the target values would not be achievable through proportionate measures.
- (4) The Secretary of State shall, in drawing up and implementing plans or programmes under paragraph (2) ensure that, where appropriate, these are integrated with plans drawn up under regulation 10.
- (5) Plans or programmes drawn up under paragraph (2) shall contain at least the information specified in Schedule 9, and shall be made available to the public.
- (6) The Secretary of State shall prepare and implement for each zone listed under paragraph (1)(b) measures which she considers to be cost-effective with the aim of achieving the long-term objectives.
- (7) The Secretary of State shall ensure that the measures described in paragraph (6) are, at least, consistent with the plans or programmes drawn up under paragraph (2).
- (8) The Secretary of State shall, for zones to which paragraph (1)(c) applies—
- (a) as far as factors including the transboundary nature of ozone pollution and meteorological conditions permit, ensure that ozone levels are kept below long-term objectives; and
 - (b) preserve through proportionate measures the best ambient air quality which she considers to be compatible with sustainable development and a high level of protection for the environment and human health.