
STATUTORY INSTRUMENTS

2008 No. 2093

The Town and Country Planning (Environmental Impact Assessment) (Amendment) (England) Regulations 2008

Amendments to Part 5 (publicity and procedures on submission of environmental statements)

7.—(1) In regulation 13 (procedure where an environmental statement is submitted to a local planning authority) after paragraph (3) insert—

“(3A) Where an applicant submits an environmental statement to the authority in accordance with paragraph (1), the provisions of article 8 of and Schedule 3 to the Order (publicity for applications for planning permission) shall apply to a subsequent application as they apply to a planning application falling within paragraph 8(2) of the Order except that for the reference in the notice in Schedule 3 to the Order to “planning permission to” there shall be substituted “subsequent application in respect of”.”

(2) In regulation 14 (publicity where an environmental statement is submitted after the planning application)—

- (a) in paragraph (1) after “planning permission” insert “or a subsequent application”;
- (b) in paragraph (2)(a) after “planning permission” insert “or subsequent consent”;
- (c) in paragraph (2)(d) after “statement” insert “and, in the case of a subsequent application, a copy of the planning permission in respect of which that application has been made and supporting documents,”;
- (d) in paragraph (2A) for “7(2A)” substitute “7(3)”;
- (e) in paragraph (6) after “permission” insert “or subsequent consent”.

(3) In regulation 15 (provision of copies of environmental statements and further information for the Secretary of State on referral or appeal) after “planning permission” insert “or subsequent consent”.

(4) In regulation 17 (availability of copies of environmental statements) after “planning permission” insert “or subsequent consent”.

(5) In regulation 19 (further information and evidence respecting environmental statements)—

- (a) in paragraph (3)(a) after “planning permission” insert “or subsequent consent”;
- (b) after paragraph (3)(b) insert—
 - “(bb) in the case of a subsequent application, sufficient information to enable the planning permission for the development to be identified;”;
- (c) in paragraph (3)(e) after “any other information” insert “and of any statement referred to as an environmental statement for the purpose of these Regulations which relates to any planning permission or subsequent application”.