STATUTORY INSTRUMENTS

2009 No. 2263

INFRASTRUCTURE PLANNING

The Infrastructure Planning (Environmental Impact Assessment) Regulations 2009

Made - - - - 1st September 2009
Laid before Parliament 8th September 2009
Coming into force 1st October 2009

THE INFRASTRUCTURE PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT) REGULATIONS 2009

- 1. Citation and commencement
- 2. Interpretation
- 3. Prohibition on granting consent without consideration of environmental information
- 4. When development is EIA development: general cases
- When development is EIA development: directions by the Secretary of State
- 6. Procedure for establishing whether environmental impact assessment is required
- 7. Considerations for screening decisions
- 8. Application for a scoping opinion
- 9. Procedure to facilitate preparation of environmental statements
- 10. Consultation statement requirements
- 11. Pre-application publicity under section 48 (duty to publicise)
- 12. Obligations of Commission on receipt of application
- 13. Accepted application publicity and consultation for EIA development
- 14. Certifying compliance with regulation 13
- 15. Effect of failure to comply with regulation 13
- 16. Accepted application effect of screening opinion not taking account of all relevant information
- 17. Accepted application effect of environmental statement being inadequate
- 18. Subsequent application for EIA development
- 19. Subsequent application not complying with EIA requirements
- 20. Availability of copies of environmental statements
- 21. Charges for copies of environmental statements
- 22. Availability of directions etc and notification of decisions

- 23. Duties to inform the consultees, public and the Secretary of State of final decisions
- 24. Development with significant transboundary effects
- 25. Service of notices etc Signature

SCHEDULE 1 — Descriptions of development and criteria for the purposes of the definition of "Schedule 1 development"

Interpretation

Descriptions of development

SCHEDULE 2 — Descriptions of development for the purposes of the definition of "Schedule 2 development"

- 1. Agriculture, silviculture and aquaculture (a) Projects for the restructuring of...
- 2. Extractive industry (a) Quarries, open-cast mining and peat extraction (where...
- 3. Energy industry (a) Industrial installations for the production of electricity,...
- 4. Production and processing of metals (a) Installations for the production...
- 5. Mineral industry (a) Coke ovens (dry coal distillation);
- 6. Chemical industry (Projects not included in Schedule 1)
- 7. Food industry (a) Manufacture of vegetable and animal oils and...
- 8. Textile, leather, wood and paper industries (a) Industrial plants for...
- 9. Rubber industry Manufacture and treatment of elastomer-based products.
- 10. Infrastructure projects (a) Industrial estate development projects;
- 11. Other projects (a) Permanent racing and test tracks for motorised...
- 12. Tourism and leisure (a) Ski-runs, ski-lifts and cable-cars and associated...
- 13. (a) Any change to or extension of development of a...

SCHEDULE 3 — Selection criteria for screening Schedule 2 development

- 14. Characteristics of development The characteristics of development must be considered...
- 15. Location of development The environmental sensitivity of geographical areas likely...
- 16. Characteristics of the potential impact The potential significant effects of...

SCHEDULE 4 — Information for inclusion in environmental statements PART 1

- 17. Description of the development, including in particular—
- 18. An outline of the main alternatives studied by the applicant...
- 19. A description of the aspects of the environment likely to...
- 20. A description of the likely significant effects of the development...
- 21. A description of the measures envisaged to prevent, reduce and...
- 22. A non-technical summary of the information provided under paragraphs 1...
- 23. An indication of any difficulties (technical deficiencies or lack of... PART 2
- 24. A description of the development comprising information on the site,...
- 25. A description of the measures envisaged in order to avoid,...
- 26. The data required to identify and assess the main effects...
- 27. An outline of the main alternatives studied by the applicant...

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

28. A non-technical summary of the information provided under paragraphs 1...

SCHEDULE 5 —

Explanatory Note