
STATUTORY INSTRUMENTS

2016 No. 1154

**ENVIRONMENTAL PROTECTION,
ENGLAND AND WALES**

**The Environmental Permitting
(England and Wales) Regulations 2016**

*Made - - - - 11th December 2016
Coming into force in accordance with
regulation 1(1)*

**THE ENVIRONMENTAL PERMITTING
(ENGLAND AND WALES) REGULATIONS 2016**

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Interpretation of Section 4.1

1. In this Section, “pre-formulated resin or pre-formulated gel coat” means...

Organic chemicals

Interpretation of Section 4.1

1. In this Section, “pre-formulated resin or pre-formulated gel coat” means...

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1. In Part B, “coating material” has the same meaning as...
2. The amount of organic solvents used in an activity must...

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 3. Interpretation: “radioactive material”, “radioactive waste” and “waste”
 4. NORM industrial activities
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 6. Radionuclides not of natural terrestrial or cosmic origin
 - 6A Dilution to reduce concentration of radioactivity
 7. Radionuclides with a short half-life
 8. Radionuclides not of natural terrestrial or cosmic origin in background radioactivity
 9. Contaminated substances or articles
 - 9A Historic radium contamination
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 11. Interpretation: radioactive substances activity
 12. Discharge of functions: mobile radioactive apparatus
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 - PART 3 — Tables of radionuclides and summation rules
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8. Dilution of radioactive material and radioactive waste
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 6. Records and inspections
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4. Exemption for accumulating radioactive waste
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6. Conditions in respect of the total quantity or concentration of radioactive substances on any premises
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Exemption for keeping or using mobile radioactive apparatus

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16. Solid radioactive waste
17. Conditions in respect of solid radioactive waste

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Exemption for disposing of NORM waste

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- 18A. Exemption for disposing of gaseous NORM waste from oil and gas production
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Exemption for disposing of aqueous radioactive waste

20. Exemption for disposing of aqueous radioactive waste in Table 6
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- 25A. Table 4A
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4. Salmon and Freshwater Fisheries Act 1975
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8. Water Industry Act 1991
9. Water Resources Act 1991
10. Water Consolidation (Consequential Provisions) Act 1991
11. Clean Air Act 1993
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4. Urban Waste Water Treatment (England and Wales) Regulations 1994
5. Landfill Tax Regulations 1996
6. Water Protection Zone (River Dee Catchment) Designation Order 1999
7. Ionising Radiations Regulations 1999
8. Weighing Equipment (Automatic Gravimetric Filling Instruments) Regulations 2000
9. Non-automatic Weighing Instruments Regulations 2000
10. Control of Pollution (Oil Storage) (England) Regulations 2001
11. Weighing Equipment (Automatic Rail-weighbridges) Regulations 2003
12. End-of-Life Vehicles Regulations 2003
13. Weighing Equipment (Automatic Catchweighing Instruments) Regulations 2003
14. Water Environment (Water Framework Directive) (England and Wales) Regulations 2003
15. Water Environment (Water Framework Directive) (Solway Tweed River Basin District) Regulations 2004
16. Hazardous Waste (England and Wales) Regulations 2005
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18. Measuring Instruments (Automatic Rail-weighbridges) Regulations 2006
19. Measuring Instruments (Automatic Catchweighers) Regulations 2006
20. Measuring Instruments (Automatic Gravimetric Filling Instruments) Regulations 2006
21. Radioactive Contaminated Land (Modification of Enactments) (England) Regulations 2006
22. Contaminated Land (England) Regulations 2006
23. Radioactive Contaminated Land (Modification of Enactments) (Wales) Regulations 2006

24. Contaminated Land (Wales) Regulations 2006
25. Producer Responsibility Obligations (Packaging Waste) Regulations 2007
26. Persistent Organic Pollutants Regulations 2007
27. Cremation (England and Wales) Regulations 2008
28. Co-ordination of Regulatory Enforcement (Enforcement Action) Order 2009
29. Waste Batteries and Accumulators Regulations 2009
30. Environmental Damage (Prevention and Remediation) (Wales) Regulations 2009
31. Major Accident Off-Site Emergency Plan (Management of Waste from Extractive Industries) (England and Wales) Regulations 2009
32. Corporation Tax (Land Remediation Relief) Order 2009
33. Mercury Export and Data (Enforcement) Regulations 2010
34. Conservation of Habitats and Species Regulations 2010
35. River Mersey (Mersey Gateway Bridge) Order 2011
36. Waste (England and Wales) Regulations 2011
37. Network Rail (Hitchin (Cambridge Junction)) Order 2011
38. Town and Country Planning (Environmental Impact Assessment) Regulations 2011
39. Renewable Heat Incentive Scheme Regulations 2011
40. Volatile Organic Compounds in Paints, Varnishes and Vehicle Refinishing Products Regulations 2012
41. Ipswich Barrier Order 2012
42. Network Rail (Ipswich Chord) Order 2012
43. Network Rail (North Doncaster Chord) Order 2012
44. Chiltern Railways (Bicester to Oxford Improvements) Order 2012
45. Climate Change Agreements (Eligible Facilities) Regulations 2012
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47. Crossrail (Kensal Green) Order 2013
48. Brechfa Forest West Wind Farm Order 2013
49. Hinkley Point C (Nuclear Generating Station) Order 2013
50. Lancashire County Council (Torrisholme to the M6 Link (A683 Completion of Heysham to M6 Link Road)) Order 2013
51. Leeds Railway Station (Southern Entrance) Order 2013
52. Croxley Rail Link Order 2013
53. Scrap Metal Dealers Act 2013 (Prescribed Relevant Offences and Relevant Enforcement Action) Regulations 2013
54. Transport for Greater Manchester (Light Rapid Transit System) (Second City Crossing) Order 2013
55. M1 Junction 10a (Grade Separation) Order 2013
56. Network Rail (Redditch Branch Enhancement) Order 2013
57. Waste Electrical and Electronic Equipment Regulations 2013
58. National Grid (King's Lynn B Power Station Connection) Order 2013
59. Ashton Vale to Temple Meads and Bristol City Centre Rapid Transit Order 2013
60. Network Rail (Norton Bridge Area Improvements) Order 2014
61. National Grid (North London Reinforcement Project) Order 2014
62. East Anglia ONE Offshore Wind Farm Order 2014
63. Daventry International Rail Freight Interchange Alteration Order 2014
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65. Network Rail (Huyton) Order 2014
66. A556 (Knutsford to Bowdon Improvement) Development Consent Order 2014

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67. Thames Water Utilities Limited (Thames Tideway Tunnel) Order 2014
68. North Killingholme (Generating Station) Order 2014
69. Clocaenog Forest Wind Farm Order 2014
70. Central Bedfordshire Council (Woodside Link Houghton Regis) Development Consent Order 2014
71. South Hook Combined Heat and Power Plant Order 2014
72. Able Marine Energy Park Development Consent Order 2014
73. Walney Extension Offshore Wind Farm Order 2014
74. London Underground (Northern Line Extension) Order 2014
75. Common Agricultural Policy (Integrated Administration and Control System and Enforcement and Cross Compliance) (Wales) Regulations 2014
76. Common Agricultural Policy (Control and Enforcement, Cross-Compliance, Scrutiny of Transactions and Appeals) Regulations 2014
77. Willington C Gas Pipeline Order 2014
78. Hornsea One Offshore Wind Farm Order 2014
79. Northumberland County Council (A1 – South East Northumberland Link Road (Morpeth Northern Bypass)) Development Consent Order 2015
80. A160/A180 (Port of Immingham Improvement) Development Consent Order 2015
81. Cornwall Council (A30 Temple to Higher Carblake Improvement) Order 2015
82. Dogger Bank Creyke Beck Offshore Wind Farm Order 2015
83. Ship Recycling Facilities Regulations 2015
84. Infrastructure Planning (Interested Parties and Miscellaneous Prescribed Provisions) Regulations 2015
85. Control of Major Accidents Hazards Regulations 2015
86. Town and Country Planning (General Permitted Development) (England) Order 2015
87. Nitrate Pollution Prevention Regulations 2015
88. Knottingley Power Plant Order 2015
89. Network Rail (Ordsall Chord) Order 2015
90. Environmental Damage (Prevention and Remediation) (England) Regulations 2015
91. White Moss Landfill Order 2015
92. Norfolk County Council (Norwich Northern Distributor Road (A1067 to A47(T))) Order 2015
93. Hazardous Waste (Miscellaneous Amendments) Regulations 2015
94. Swansea Bay Tidal Generating Station Order 2015
95. Preesall Underground Gas Storage Facility Order 2015
96. Progress Power (Gas Fired Power Station) Order 2015
97. Hirwaun Generating Station Order 2015
98. Dogger Bank Teesside A and B Offshore Wind Farm Order 2015
99. Ferrybridge Multifuel 2 Power Station Order 2015
100. Network Rail (Tinsley Chord) Order 2015
101. Large Combustion Plants (Transitional National Plan) Regulations 2015
102. Port Talbot Steelworks Generating Station Order 2015
103. London Underground (Bank Station Capacity Upgrade) Order 2015
104. East Midlands Gateway Rail Freight Interchange and Highway Order 2016
105. National Grid (Hinkley Point C Connection Project) Order 2016
106. Town and Country Planning (Environmental Impact Assessment) (Wales) Regulations 2016
107. A19/A1058 Coast Road (Junction Improvement) Development Consent Order 2016

108. Palm Paper Mill Generating Station Order 2016
109. Thorpe Marsh Gas Pipeline Order 2016
110. Water Resources (Control of Pollution) (Oil Storage) (Wales) Regulations 2016
111. Onshore Hydraulic Fracturing (Protected Areas) Regulations 2016
112. The Midland Metro (Birmingham City Centre Extension, etc.) (Land Acquisition and Variation) Order 2016
113. The A14 Cambridge to Huntingdon Improvement Scheme Development Consent Order 2016
114. The Midland Metro (Wolverhampton City Centre Extension) Order 2016
115. The York Potash Harbour Facilities Order 2016
116. The Meaford Gas Fired Generating Station Order 2016
117. The North Wales Wind Farms Connection Order 2016
118. The Hornsea Two Offshore Wind Farm Order 2016
119. The River Humber Gas Pipeline Replacement Order 2016
120. The M4 Motorway (Junctions 3 to 12) (Smart Motorway) Development Consent Order 2016
121. The Triton Knoll Electrical System Order 2016

Explanatory Note

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Changes and effects yet to be applied to :

- Sch. 7 para. 5(d) omitted by [S.I. 2019/39 reg. 2\(11\)\(b\)\(i\)](#) (This amendment not applied to legislation.gov.uk. Reg. 2(11)(b)(i) revoked immediately before IP completion day by S.I. 2019/559, regs. 1(2), 3(2)(a))
- Sch. 9 Pt. 2 words omitted by [S.I. 2023/1156 reg. 2\(2\)](#)
- Sch. 10 para. 5A(2)(a) words substituted by [S.I. 2023/1289 reg. 4\(3\)\(a\)](#)
- Sch. 10 para. 5A(2)(b) words substituted by [S.I. 2023/1289 reg. 4\(3\)\(c\)](#)
- Sch. 13 para. 4(1)(d) omitted by [S.I. 2019/39 reg. 2\(17\)\(b\)\(i\)\(aa\)](#) (This amendment not applied to legislation.gov.uk. Reg. 2(17)(b)(i)(aa) revoked immediately before IP completion day by S.I. 2019/559, regs. 1(2), 3(2)(b)(i))
- Sch. 14 para. 3(d) omitted by [S.I. 2019/39 reg. 2\(18\)\(b\)\(i\)](#) (This amendment not applied to legislation.gov.uk. Reg. 2(18)(b)(i) revoked immediately before IP completion day by S.I. 2019/559, regs. 1(2), 3(2)(c))
- reg. 12 excluded by [S.I. 2020/1297 art. 3\(1\)\(f\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/1297 was withdrawn following a request from the Department of Transport dated 9th August 2021 which followed the decision of the High Court of Justice to quash this Order in the judgement dated 2nd August 2021 (High Court of Justice — Planning Court — The Queen (on the application of Save Stonehenge World Heritage Site) v. Secretary of State for Transport — Case No. CO/4844/2020))
- reg. 12 excluded by [S.I. 2021/51 art. 3\(f\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2021/51 removed from the website by request from the Department of Transport dated 12th July 2021 which followed the decision of the High Court of Justice to quash these Regulations in the judgement dated 8th July 2021 (High Court of Justice — Planning Court — The Queen (on the application of Mair Bain) v. Secretary of State for Transport — Case No. CO/642/2021).)
- reg. 12 excluded in part by [S.I. 2024/360 art. 3\(1\)](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 9 Pt. 2 para. 2(3) inserted by [S.I. 2023/1156 reg. 2\(6\)](#)
- Sch. 9 Pt. 2 para. 4(5)(aa) inserted by [S.I. 2023/1156 reg. 2\(7\)\(c\)\(i\)](#)
- Sch. 9 Pt. 2 para. 4(6A) inserted by [S.I. 2023/1156 reg. 2\(7\)\(e\)](#)
- Sch. 9 Pt. 2 para. 5(6)(aa) inserted by [S.I. 2023/1156 reg. 2\(8\)\(c\)\(i\)](#)
- Sch. 9 Pt. 2 para. 5(6A) inserted by [S.I. 2023/1156 reg. 2\(8\)\(d\)](#)
- Sch. 9 Pt. 2 para. 5(7A) inserted by [S.I. 2023/1156 reg. 2\(8\)\(f\)](#)
- Sch. 9 Pt. 2 para. 5(11) inserted by [S.I. 2023/1156 reg. 2\(8\)\(i\)](#)
- Sch. 9 Pt. 2 para. 6(1)(ba) inserted by [S.I. 2023/1156 reg. 2\(9\)\(d\)](#)
- Sch. 9 Pt. 2 para. 6(1)(h) inserted by [S.I. 2023/1156 reg. 2\(9\)\(h\)](#)
- Sch. 9 Pt. 2 para. 8 inserted by [S.I. 2023/1156 reg. 2\(12\)](#)
- Sch. 9 Pt. 2 para. 7(3)(d)-(f) omitted by [S.I. 2023/1156 reg. 2\(11\)\(b\)\(iii\)](#)
- Sch. 9 Pt. 2 para. 7(4)(f)-(h) omitted by [S.I. 2023/1156 reg. 2\(11\)\(c\)\(vi\)](#)
- Sch. 9 Pt. 2 para. 7(5) omitted by [S.I. 2023/1156 reg. 2\(11\)\(d\)](#)
- Sch. 9 Pt. 2 para. 2(2)(a) substituted by [S.I. 2023/1156 reg. 2\(5\)\(b\)](#)
- Sch. 9 Pt. 2 para. 4(2) substituted by [S.I. 2023/1156 reg. 2\(7\)\(a\)](#)
- Sch. 9 Pt. 2 para. 5(2) substituted by [S.I. 2023/1156 reg. 2\(8\)\(a\)](#)
- Sch. 9 Pt. 2 para. 5(8) substituted by [S.I. 2023/1156 reg. 2\(8\)\(g\)](#)

- Sch. 9 Pt. 2 para. 6(1)(b) substituted by [S.I. 2023/1156 reg. 2\(9\)\(c\)](#)
- Sch. 9 Pt. 2 para. 6(1)(f) substituted by [S.I. 2023/1156 reg. 2\(9\)\(f\)](#)
- Sch. 9 Pt. 2 para. 4(6)(a)-(j) substituted for Sch. 9 Pt. 2 para. 4(6)(a)-(d) by [S.I. 2023/1156 reg. 2\(7\)\(d\)\(ii\)](#)
- Sch. 9 Pt. 2 para. 4(8)(9) substituted for Sch. 9 Pt. 2 para. 4(8) by [S.I. 2023/1156 reg. 2\(7\)\(g\)](#)
- Sch. 9 Pt. 2 para. 2(2)(b) word inserted by [S.I. 2023/1156 reg. 2\(5\)\(c\)](#)
- Sch. 9 Pt. 2 para. 6(1)(g) word inserted by [S.I. 2023/1156 reg. 2\(9\)\(g\)\(ii\)](#)
- Sch. 9 Pt. 2 para. 4(6) word omitted by [S.I. 2023/1156 reg. 2\(7\)\(d\)\(i\)\(bb\)](#)
- Sch. 9 Pt. 2 para. 5(7) word omitted by [S.I. 2023/1156 reg. 2\(8\)\(e\)\(ii\)](#)
- Sch. 9 Pt. 2 para. 6(1)(g) word omitted by [S.I. 2023/1156 reg. 2\(9\)\(g\)\(iii\)](#)
- Sch. 9 Pt. 2 para. 2(1) word substituted by [S.I. 2023/1156 reg. 2\(4\)\(a\)](#)
- Sch. 9 Pt. 2 para. 2(2) word substituted by [S.I. 2023/1156 reg. 2\(5\)\(a\)](#)
- Sch. 9 Pt. 2 para. 4(3) word substituted by [S.I. 2023/1156 reg. 2\(7\)\(b\)](#)
- Sch. 9 Pt. 2 para. 4(6) word substituted by [S.I. 2023/1156 reg. 2\(7\)\(d\)\(i\)\(aa\)](#)
- Sch. 9 Pt. 2 para. 1(2) words inserted by [S.I. 2023/1156 reg. 2\(3\)](#)
- Sch. 9 Pt. 2 para. 2(1) words inserted by [S.I. 2023/1156 reg. 2\(4\)\(b\)](#)
- Sch. 9 Pt. 2 para. 2(1) words inserted by [S.I. 2023/1156 reg. 2\(4\)\(g\)](#)
- Sch. 9 Pt. 2 para. 2(1) words inserted by [S.I. 2023/1156 reg. 2\(4\)\(h\)\(ii\)](#)
- Sch. 9 Pt. 2 para. 2(1) words inserted by [S.I. 2023/1156 reg. 2\(4\)\(h\)\(iii\)](#)
- Sch. 9 Pt. 2 para. 2(1) words inserted by [S.I. 2023/1156 reg. 2\(4\)\(i\)](#)
- Sch. 9 Pt. 2 para. 4(5)(b) words inserted by [S.I. 2023/1156 reg. 2\(7\)\(c\)\(ii\)](#)
- Sch. 9 Pt. 2 para. 5(6)(b) words inserted by [S.I. 2023/1156 reg. 2\(8\)\(c\)\(ii\)](#)
- Sch. 9 Pt. 2 para. 5(7) words inserted by [S.I. 2023/1156 reg. 2\(8\)\(e\)\(i\)](#)
- Sch. 9 Pt. 2 para. 5(7) Table words inserted by [S.I. 2023/1156 reg. 2\(8\)\(e\)\(iii\)](#)
- Sch. 9 Pt. 2 para. 5(7) Table words inserted by [S.I. 2023/1156 reg. 2\(8\)\(e\)\(iv\)](#)
- Sch. 9 Pt. 2 para. 5(7) Table words inserted by [S.I. 2023/1156 reg. 2\(8\)\(e\)\(v\)](#)
- Sch. 9 Pt. 2 para. 6(1) words inserted by [S.I. 2023/1156 reg. 2\(9\)\(a\)](#)
- Sch. 9 Pt. 2 para. 6(1)(a) words inserted by [S.I. 2023/1156 reg. 2\(9\)\(b\)](#)
- Sch. 9 Pt. 2 para. 6(1)(c) words inserted by [S.I. 2023/1156 reg. 2\(9\)\(e\)](#)
- Sch. 9 Pt. 2 para. 6(1)(d) words inserted by [S.I. 2023/1156 reg. 2\(9\)\(e\)](#)
- Sch. 9 Pt. 2 para. 6(1)(e) words inserted by [S.I. 2023/1156 reg. 2\(9\)\(e\)](#)
- Sch. 9 Pt. 2 para. 6(2)(a) words inserted by [S.I. 2023/1156 reg. 2\(10\)\(a\)](#)
- Sch. 9 Pt. 2 para. 7(2)(a) words inserted by [S.I. 2023/1156 reg. 2\(11\)\(a\)](#)
- Sch. 9 Pt. 2 para. 7(3)(a) words inserted by [S.I. 2023/1156 reg. 2\(11\)\(b\)\(i\)](#)
- Sch. 9 Pt. 2 para. 7(3)(c) words inserted by [S.I. 2023/1156 reg. 2\(11\)\(b\)\(ii\)](#)
- Sch. 9 Pt. 2 para. 7(4)(c) words inserted by [S.I. 2023/1156 reg. 2\(11\)\(c\)\(iv\)](#)
- Sch. 9 Pt. 2 para. 7(4)(e) words inserted by [S.I. 2023/1156 reg. 2\(11\)\(c\)\(v\)](#)
- Sch. 9 Pt. 2 para. 2(1) words omitted by [S.I. 2023/1156 reg. 2\(4\)\(d\)](#)
- Sch. 9 Pt. 2 para. 7(4) words omitted by [S.I. 2023/1156 reg. 2\(11\)\(c\)\(i\)](#)
- Sch. 9 Pt. 2 para. 2(1) words substituted by [S.I. 2023/1156 reg. 2\(4\)\(c\)](#)
- Sch. 9 Pt. 2 para. 2(1) words substituted by [S.I. 2023/1156 reg. 2\(4\)\(e\)](#)
- Sch. 9 Pt. 2 para. 2(1) words substituted by [S.I. 2023/1156 reg. 2\(4\)\(f\)](#)
- Sch. 9 Pt. 2 para. 2(1) words substituted by [S.I. 2023/1156 reg. 2\(4\)\(h\)\(i\)](#)
- Sch. 9 Pt. 2 para. 4(7) words substituted by [S.I. 2023/1156 reg. 2\(7\)\(f\)](#)
- Sch. 9 Pt. 2 para. 5(5) words substituted by [S.I. 2023/1156 reg. 2\(8\)\(b\)](#)
- Sch. 9 Pt. 2 para. 5(10) words substituted by [S.I. 2023/1156 reg. 2\(8\)\(h\)](#)
- Sch. 9 Pt. 2 para. 6(1)(g) words substituted by [S.I. 2023/1156 reg. 2\(9\)\(g\)\(i\)](#)
- Sch. 9 Pt. 2 para. 6(2)(b) words substituted by [S.I. 2023/1156 reg. 2\(10\)\(b\)](#)
- Sch. 9 Pt. 2 para. 7(4)(a) words substituted by [S.I. 2023/1156 reg. 2\(11\)\(c\)\(ii\)](#)
- Sch. 9 Pt. 2 para. 7(4)(b) words substituted by [S.I. 2023/1156 reg. 2\(11\)\(c\)\(iii\)](#)
- Sch. 9 Pt. 4 para. 1(3) inserted by [S.I. 2023/1289 reg. 4\(2\)\(b\)](#)
- Sch. 9 Pt. 4 para. 1(2)(a) words substituted by [S.I. 2023/1289 reg. 4\(2\)\(a\)](#)
- Sch. 10 para. 5A(2)(aa) inserted by [S.I. 2023/1289 reg. 4\(3\)\(b\)](#)
- Sch. 10 para. 5A(3) inserted by [S.I. 2023/1289 reg. 4\(3\)\(d\)](#)