

STATUTORY INSTRUMENTS

2017 No. 407

The Water Environment (Water Framework Directive) (England and Wales) Regulations 2017

PART 7

General

Directions

36.—(1) Section 40 of the Environment Act 1995 (directions to agencies)^{M1} has effect as if the power in subsection (2) to give directions included a power for the appropriate authority to give directions to any public body for the purposes of giving effect to [^{F1}these Regulations or any other retained EU law which implemented] the WFD.

(2) Section 122 of the Environment Act 1995 (directions)^{M2} applies in relation to any direction given by virtue of paragraph (1) of this regulation.

(3) Article 11 of the Natural Resources Body for Wales (Establishment) Order 2012 (directions to the Natural Resources Body for Wales)^{M3} has effect as if the power in paragraph (3) of that Order to give directions included a power for the appropriate authority to give directions to any public body for the purposes of giving effect to [^{F2}these Regulations or any other retained EU law which implemented] the WFD.

(4) Article 11A of the Natural Resources Body for Wales (Establishment) Order 2012 (further provision about directions) applies in relation to any direction given by virtue of paragraph (3) of this regulation.

(5) The appropriate authority may give guidance to the appropriate agency or to any other public body with respect to the practical implementation of [^{F3}these Regulations or any other retained EU law which implemented] the WFD, and that agency or public body must have regard to it.

Textual Amendments

- F1** Words in [reg. 36\(1\)](#) inserted (31.12.2020) by [The Floods and Water \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/558\)](#), [regs. 1\(1\), 20\(10\)\(a\)](#); 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in [reg. 36\(3\)](#) inserted (31.12.2020) by [The Floods and Water \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/558\)](#), [regs. 1\(1\), 20\(10\)\(a\)](#); 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words in [reg. 36\(5\)](#) inserted (31.12.2020) by [The Floods and Water \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/558\)](#), [regs. 1\(1\), 20\(10\)\(b\)](#); 2020 c. 1, Sch. 5 para. 1(1)

Marginal Citations

- M1** [1995 c. 25; section 40](#) was amended by [S.I. 2011/1043](#), 2013/755 (W. 90).
- M2** [Section 122](#) was amended by [S.I. 2011/1043](#); there are other amending instruments but none is relevant.

Changes to legislation: *There are currently no known outstanding effects for the The Water Environment (Water Framework Directive) (England and Wales) Regulations 2017, Section 36. (See end of Document for details)*

M3 [S.I. 2012/1903](#), amended by section 5 of the Environment (Wales) Act 2016 (anaw 3) and by [S.I. 2013/755](#) (W. 90). There are other amendments not relevant to these Regulations.

Changes to legislation:

There are currently no known outstanding effects for the The Water Environment (Water Framework Directive) (England and Wales) Regulations 2017, Section 36.