

SCHEDULE 2 FLOOD PROTECTION SCHEMES: PROCEDURE ETC.

Final decision following preliminary decision

- 9 (1) Unless paragraph 7 applies, the local authority must make a final decision in relation to the proposed scheme by—
- (a) confirming the proposed scheme without modifications,
 - (b) confirming the proposed scheme with modifications, or
 - (c) rejecting the proposed scheme.
- (2) Before making a final decision, a local authority must consider—
- (a) any valid objections (unless withdrawn),
 - (b) any late objection if the authority is satisfied that it was reasonable for the objector to make the objection after the deadline for doing so, and
 - (c) any representations made at a hearing held under paragraph 8.
- (3) A local authority may not confirm a scheme with modifications unless it has—
- (a) given notice of the proposed modifications to the relevant objectors and anyone else who the local authority considers is affected by them at least 28 days before confirming the scheme,
 - (b) given those persons an opportunity to make objections about the proposed modifications, and
 - (c) considered any objections so made.