

---

STATUTORY INSTRUMENTS

---

**2004 No. 3391**

The Environmental Information Regulations 2004

PART 1

*Introductory*

**Application**

- 3.—(1) Subject to paragraphs (3) and (4), these Regulations apply to public authorities.
- (2) For the purposes of these Regulations, environmental information is held by a public authority if the information—
- (a) is in the authority's possession and has been produced or received by the authority; or
  - (b) is held by another person on behalf of the authority.
- (3) These Regulations shall not apply to any public authority to the extent that it is acting in a judicial or legislative capacity.
- (4) These Regulations shall not apply to either House of Parliament to the extent required for the purpose of avoiding an infringement of the privileges of either House.
- (5) Each government department is to be treated as a person separate from any other government department for the purposes of Parts 2, 4 and 5 of these Regulations.

**Changes to legislation:**

There are currently no known outstanding effects for the The Environmental Information Regulations 2004, Section 3.