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DRAFT STATUTORY INSTRUMENTS

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**2018 No.**

The Environmental Permitting (England  
and Wales) (Amendment) Regulations 2018

PART 3

Amendment of other Regulations

**Amendment of the Air Quality Standards Regulations 2010**

**18.**—(1) The Air Quality Standards Regulations 2010 are amended as follows.

(2) In regulation 26—

(a) after paragraph (5) insert—

“(5A) The air quality plan must include an assessment of the need to apply lower emission limit values for individual medium combustion plants than those set out in [Directive 2015/2193/EU](#) of the European Parliament and of the Council of 25 November 2015 on the limitation of emissions of certain pollutants into the air from medium combustion plants (“the Medium Combustion Plant Directive”) provided that, in the opinion of the Secretary of State, applying such emission limit values would effectively contribute to a noticeable improvement of air quality.

(5B) In considering whether to impose lower emission limit values, the Secretary of State must take into account the results of the information exchange referred to in Article 6(10) of the Medium Combustion Plant Directive.”,

(b) after paragraph (7) insert—

“(8) In this regulation—

“emission limit values” has the meaning given in paragraph 5 of Schedule 25A to the Environmental Permitting (England and Wales) Regulations 2016, and

“medium combustion plants” has the meaning given in paragraph 2(1) of Schedule 25A to those Regulations.”.