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DRAFT STATUTORY INSTRUMENTS

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**2023 No.**

**The Environmental Permitting (England and  
Wales) (Amendment) (England) Regulations 2023**

**Amendment of regulation 2**

3. In regulation 2, in paragraph (1)—

- (a) in the definition of “mobile plant”, in the words before sub-paragraph (a), after “mobile plant” insert “, in relation to Wales,”;
- (b) in the definition of “pollutant”, after “pollutant” insert “, in relation to Wales,”;
- (c) in the definition of “pollution”, in relation to a water discharge activity or groundwater activity, after “pollution” insert “, in relation to Wales,”;
- (d) at the appropriate places insert—

““groundwater mobile plant” means plant that is—

- (a) designed to move or be moved whether on roads or other land,
- (b) used to carry on a groundwater activity, and
- (c) not an installation or Part B mobile plant;”;

““groundwater Source Protection Zone 1” means a zone—

- (a) within 50m of a point at which water is abstracted for domestic or food production purposes from any underground strata, or
- (b) defined by a 50-day travel time for groundwater to reach a groundwater abstraction point that is used to supply water for domestic or food production purposes,  
whichever is larger;”;

““mobile plant”, in relation to England, means any of the following—

- (a) Part B mobile plant;
- (b) waste mobile plant;
- (c) mobile medium combustion plant;
- (d) groundwater mobile plant;”;

““pollutant”, in relation to England, means any—

- (a) substance,
- (b) heat, or
- (c) biological entity or micro-organism,  
which is liable to cause pollution;”;

““pollution”, in relation to England, in relation to a water discharge activity or groundwater activity, means the direct or indirect introduction, as a result of human activity, of substances, heat or biological entities or micro-organisms into air, water or land which may—

- (a) be harmful to human health or the quality of aquatic ecosystems or terrestrial ecosystems directly depending on aquatic ecosystems,
- (b) result in damage to material property, or
- (c) impair or interfere with amenities or other legitimate uses of the environment;”.