



# Levelling-up and Regeneration Act 2023

## 2023 CHAPTER 55

### PART 6

#### ENVIRONMENTAL OUTCOMES REPORTS

##### *General*

#### **166 EOR regulations: further provision**

- (1) EOR regulations may make provision about or in connection with—
- (a) the procedure to be followed in relation to anything done under this Part, including the time by which anything must be done;
  - (b) who is to prepare an environmental outcomes report, including provision permitting a public authority to determine who is to do so or the qualifications or experience a person must have to do so;
  - (c) requiring a public authority to assist with any assessment or monitoring under this Part;
  - (d) the publication of, and consultation and public engagement in connection with, environmental outcomes reports and other relevant documents;
  - (e) the information to be included in, and the content and form of, any relevant document;
  - (f) the persons to whom an environmental outcomes report or other relevant document is to be given, and how it is to be given;
  - (g) the collection or provision of information in connection with this Part;
  - (h) the rejection of a relevant document, or information provided in connection with this Part, if it is not provided in accordance with [Chapter 1 of Part 3](#) (planning data), including provision requiring a document or information to be rejected;
  - (i) how, and to what extent, any failure to comply with a requirement imposed by or under this Part is to be taken into account by public authorities in considering, and making decisions in relation to, relevant consents or relevant plans;

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*Changes to legislation: There are currently no known outstanding effects for the Levelling-up and Regeneration Act 2023, Section 166. (See end of Document for details)*

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- (j) appeals against, or reviews of, decisions of a public authority about matters for, or in respect of, which provision is made by EOR regulations or existing environmental assessment legislation.
- (2) EOR regulations may—
- (a) provide for the charging of fees or other charges;
  - (b) confer a function, including a function involving the exercise of a discretion, on any person;
  - (c) make consequential, supplementary or incidental provision under [section 252\(1\)\(c\)](#) which amends, repeals or revokes any legislation (whenever passed or made).
- (3) In [subsection \(2\)\(c\)](#) “legislation” means any provision made by or under—
- (a) an Act,
  - (b) an Act or Measure of Senedd Cymru,
  - (c) an Act of the Scottish Parliament,
  - (d) Northern Ireland legislation, or
  - (e) [<sup>F1</sup>assimilated direct legislation].

#### Textual Amendments

- F1** Words in [s. 166\(3\)\(e\)](#) substituted (comes into force at the end of 2023) by [Levelling Up and Regeneration Act 2023 \(c. 55\)](#), [ss. 248, 255\(10\)\(b\)](#) (with [s. 247](#))

#### Commencement Information

- I1** S. 166 in force at 26.12.2023, see [s. 255\(5\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Levelling-up and Regeneration Act 2023, Section 166.