
STATUTORY INSTRUMENTS

2004 No. 1633

**The Environmental Assessment of Plans
and Programmes Regulations 2004**

PART 4

POST-ADOPTION PROCEDURES

Information as to adoption of plan or programme

16.—(1) As soon as reasonably practicable after the adoption of a plan or programme for which an environmental assessment has been carried out under these Regulations, the responsible authority shall—

^{F1}(a)

[^{F2}(aa) publish the plan or programme, as adopted, its accompanying environmental report and a statement containing the particulars specified in paragraph (4) (“the relevant adoption documents”) on a public website at which the documents may be viewed and downloaded free of charge;

(ab) provide a copy of the relevant adoption documents by email to any person who requests a copy, as soon as reasonably practicable after receipt of that person’s request;

(ac) provide one copy of the relevant adoption documents by post to any person who requests a copy, as soon as reasonably practicable after receipt of that person’s request, unless it is not reasonably practicable to provide a copy by post for reasons connected to the effects of coronavirus, including restrictions on movement;

(ad) make available a telephone number for the public to make enquiries in relation to the relevant adoption documents; and]

(b) take such steps as it considers appropriate to bring to the attention of the public—

(i) the title of the plan or programme;

(ii) the date on which it was adopted;

^{F3}(iii)

^{F3}(iv)

^{F3}(v)

[^{F4}(vi) the address of the website at which the relevant adoption documents may be viewed and downloaded free of charge;

(vii) the fact that a copy of the relevant adoption documents may be obtained by email from the responsible authority;

(viii) the fact that a copy of the relevant adoption documents may be obtained by post from the responsible authority, provided that it is reasonably practicable for the authority to provide a copy by post;

- (ix) the address, email address and telephone number for the purpose of requesting a copy of the relevant adoption documents either by email or by post;
 - (x) whether a charge will be made for copies of the relevant adoption documents provided by post, and the amount of any charge; and
 - (xi) a telephone number which can be used to contact the responsible authority for enquiries in relation to the relevant adoption documents.]
- (2) As soon as reasonably practicable after the adoption of a plan or programme—
- (a) the responsible authority shall inform—
 - (i) the consultation bodies;
 - (ii) the persons who, in relation to the plan or programme, were public consultees for the purposes of regulation 13; and
 - (iii) where the responsible authority is not the Secretary of State, the Secretary of State; and
 - (b) the Secretary of State shall inform the Member State with which consultations in relation to the plan or programme have taken place under regulation 14(4),
- of the matters referred to in paragraph (3).
- (3) The matters are—
- (a) that the plan or programme has been adopted;
 - (b) the date on which it was adopted; and
 - [^{F5}(c) the address of the website at which a copy of—
 - (i) the plan or programme, as adopted;
 - (ii) its accompanying environmental report; and
 - (iii) a statement containing the particulars specified in paragraph (4),
 may be viewed, or from which a copy may be obtained;
 - (d) the fact that a copy of the relevant adoption documents may be obtained by email from the responsible authority;
 - (e) the fact that a copy of the relevant adoption documents may be obtained by post, provided that it is reasonably practicable for the responsible authority to provide a copy by post;
 - (f) the address, email address and telephone number for the purpose of requesting a copy of the relevant adoption documents either by email or by post;
 - (g) whether a charge will be made for copies of the relevant adoption documents provided by post, and the amount of any charge; and
 - (h) a telephone number which can be used to contact the responsible authority for enquiries in relation to the relevant adoption documents.]
- (4) The particulars referred to in paragraphs [^{F6}(1)(b)(vi)] and (3)(c)(iii) are —
- (a) how environmental considerations have been integrated into the plan or programme;
 - (b) how the environmental report has been taken into account;
 - (c) how opinions expressed in response to—
 - (i) the invitation referred to in regulation 13(2)(d);
 - (ii) action taken by the responsible authority in accordance with regulation 13(4),
 have been taken into account;

- (d) how the results of any consultations entered into under regulation 14(4) have been taken into account;
- (e) the reasons for choosing the plan or programme as adopted, in the light of the other reasonable alternatives dealt with; and
- (f) the measures that are to be taken to monitor the significant environmental effects of the implementation of the plan or programme.

[^{F7}(5) Nothing in paragraph (1)(ac) shall require the responsible authority to provide copies of the relevant adoption documents by post free of charge, but where a charge is made, that charge shall be of a reasonable amount.]

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| F1 | Reg. 16(1)(a) omitted (31.12.2020 immediately before 11 p.m.) by virtue of The Environmental Assessment of Plans and Programmes (Amendment) Regulations 2020 (S.I. 2020/1531) , regs. 1(2), 7(2)(a) |
| F2 | Reg. 16(1)(aa)-(ad) inserted (31.12.2020 immediately before 11 p.m.) by The Environmental Assessment of Plans and Programmes (Amendment) Regulations 2020 (S.I. 2020/1531) , regs. 1(2), 7(2)(b) |
| F3 | Reg. 16(1)(b)(iii)-(v) omitted (31.12.2020 immediately before 11 p.m.) by virtue of The Environmental Assessment of Plans and Programmes (Amendment) Regulations 2020 (S.I. 2020/1531) , regs. 1(2), 7(2)(c) |
| F4 | Reg. 16(1)(b)(vi)-(xi) inserted (31.12.2020 immediately before 11 p.m.) by The Environmental Assessment of Plans and Programmes (Amendment) Regulations 2020 (S.I. 2020/1531) , regs. 1(2), 7(2)(d) |
| F5 | Reg. 16(3)(c)-(h) substituted for reg. 16(3)(c) (31.12.2020 immediately before 11 p.m.) by The Environmental Assessment of Plans and Programmes (Amendment) Regulations 2020 (S.I. 2020/1531) , regs. 1(2), 7(3) |
| F6 | Word in reg. 16(4) substituted (31.12.2020 immediately before 11 p.m.) by The Environmental Assessment of Plans and Programmes (Amendment) Regulations 2020 (S.I. 2020/1531) , regs. 1(2), 7(4) |
| F7 | Reg. 16(5) inserted (31.12.2020 immediately before 11 p.m.) by The Environmental Assessment of Plans and Programmes (Amendment) Regulations 2020 (S.I. 2020/1531) , regs. 1(2), 7(5) |

Changes to legislation:

There are currently no known outstanding effects for the The Environmental Assessment of Plans and Programmes Regulations 2004, Section 16.