

## SCHEDULES

### SCHEDULE 8

#### FOR THE PROTECTION OF THE ENVIRONMENT AGENCY

**12.** For the purposes of Chapter 2 (abstraction and impounding of water) of Part 2 of the Water Resources Act 1991<sup>(1)</sup>, section 109 (as to structures in, over or under watercourses) of that Act and Part 4 (passage of eels) of the Eels (England and Wales) Regulations 2009<sup>(2)</sup> as applying to the construction of any specified work, any consent or approval given or deemed to be given by the Agency under this Schedule with respect to such construction is deemed also to constitute a licence under that Chapter to obstruct or impede the flow of inland waters at that point by means of impounding works, to constitute a consent or approval under section 109 and to discharge any liability on the promoter to carry out anything under regulation 14 (eel passes) of the Eels (England and Wales) Regulations 2009, as the case may be.

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(1) 1991 c. 57.  
(2) S.I. 2009/3344.