
STATUTORY INSTRUMENTS

2015 No. 810

ENVIRONMENTAL PROTECTION, ENGLAND

**The Environmental Damage (Prevention and
Remediation) (England) Regulations 2015**

<i>Made</i>	- - - -	<i>19th March 2015</i>
<i>Laid before Parliament</i>		<i>23rd March 2015</i>
<i>Coming into force</i>		<i>19th July 2015</i>

**THE ENVIRONMENTAL DAMAGE (PREVENTION AND
REMEDICATION) (ENGLAND) REGULATIONS 2015**

PART 1

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2. Interpretation
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4. Meaning of “environmental damage”
5. Environmental damage to which these Regulations apply
6. Areas of application
7. Other legislation
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9. Exclusion from damage to water
- 9A Nutrient significant sewage disposal works: environmental damage
10. Enforcing authorities under the Environmental Permitting (England and Wales) Regulations 2016
11. Enforcing authorities in other cases
12. Enforcement

PART 2

Preventing Environmental Damage

13. Preventing environmental damage
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Changes to legislation: There are currently no known outstanding effects for the The Environmental Damage (Prevention and Remediation) (England) Regulations 2015. (See end of Document for details)

PART 3

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- 31. Powers of authorised persons
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SCHEDULE 1 — Damage to Protected Species, Natural Habitats and Sites of Special Scientific Interest

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SCHEDULE 2 — Activities causing damage

- 1. Operations to which this Schedule applies
- 1A Interpretation
- 2. Operation of permitted installations
- 3. Waste management operations
- 4. Mining waste
- 5. Discharges requiring authorisation
- 6. Water abstraction and impoundment

Changes to legislation: There are currently no known outstanding effects for the The Environmental Damage (Prevention and Remediation) (England) Regulations 2015. (See end of Document for details)

7. Dangerous substances, plant protection products and biocidal products
8. Transport
9. Genetically modified organisms
10. Transboundary shipment of waste
11. Operation of carbon dioxide storage sites

Schedule 2ZA — Modifications where regulation 9A applies

1. In relation to anything that is treated as environmental damage...
2. Regulation 17 does not apply.
3. Regulation 18 applies as if— (a) the opening words of...
4. Regulation 18A applies with the omission of paragraph (2).
5. Regulation 19(3) applies as if for paragraphs (a) to (e)...
6. Regulation 25(2) applies as if— (a) for paragraph (a) there...

SCHEDULE 2A — Enforcing authority: activities not requiring a permit or registration under the Environmental Permitting (England and Wales) Regulations 2016

SCHEDULE 3 — Remediation

PART 1 — Remediation of Damage to Natural Resources other than Land

1. Application of Part 1
2. Risk to human health
3. Objective
4. Primary and complementary remediation
5. Compensatory remediation
6. Choice of remediation
7. Identification of complementary and compensatory remediation
8. Options

PART 2 — Remediation of Damage to Land

9. Remediation of damage to land

SCHEDULE 4 — Permits etc.

1. The following are permits for the purposes of regulation 19(3)(d)...

SCHEDULE 5 — Procedures for Appeals

PART 1 — General

1. In this Schedule, the “appointed person” means the person appointed...

PART 2 — Appeals When the Secretary of State is Not the Enforcing Authority

2. This Part applies when the Secretary of State is not...
3. Notification of appeal must contain— (a) a copy of the...
4. When notification is received— (a) the Secretary of State must...
5. The Secretary of State must notify the appellant of the...
6. When these are received, the Secretary of State must send...
7. At the same time the Secretary of State must notify...
8. The Secretary of State must then decide whether further evidence...
9. The Secretary of State must then decide whether or not...
10. The Secretary of State must then refer the appeal to...
11. Following the conclusion of the appeal by the appointed person,...
12. The person deciding the appeal may make such order as...

PART 3 — Appeals When the Secretary of State is the Enforcing Authority

13. If the Secretary of State is the enforcing authority, the...

SCHEDULE 6 — Compensation

Changes to legislation: There are currently no known outstanding effects for the The Environmental Damage (Prevention and Remediation) (England) Regulations 2015. (See end of Document for details)

1. Compensation for grant of rights
2. Interpretation
3. Period for making an application
4. Manner of making an application
5. Loss and damage for which compensation is payable
6. Basis on which compensation is assessed
7. Determination of disputes

Explanatory Note

Changes to legislation:

There are currently no known outstanding effects for the The Environmental Damage (Prevention and Remediation) (England) Regulations 2015.