

## STATUTORY INSTRUMENTS

# 2017 No. 1012

## The Conservation of Habitats and Species Regulations 2017

### PART 1

#### Introductory and General Provisions

##### European sites and European marine sites

- 8.—(1) Subject to paragraph (2), in these Regulations a “European site” means—
- (a) a special area of conservation;
  - (b) a site of Community importance which has been placed on the list referred to in the third sub-paragraph of Article 4(2) of the Habitats Directive (list of sites of Community importance) [<sup>F1</sup>before exit day];
  - <sup>F2</sup>(c) . . . . .
  - (d) an area classified [<sup>F3</sup>before exit day] pursuant to Article 4(1) or (2) of the old Wild Birds Directive or the new Wild Birds Directive (classification of special protection areas) [<sup>F3</sup>or classified after exit day under the retained transposing regulations]; or
  - (e) a site which [<sup>F4</sup>before exit day] has been proposed to the European Commission [<sup>F5</sup>in accordance with Article 4(1) of the Habitats Directive], until such time as—
    - <sup>F6</sup>(i) the site is designated as a special area of conservation under regulation 12 or under a corresponding provision in the other retained transposing regulations; or
    - (ii) the appropriate authority gives the appropriate nature conservation body notice of its intention not to designate the site, setting out the reasons for its decision, in accordance with regulation 141A(3).]
- (2) In these Regulations, a reference to a European site—
- (a) in Part 6, is a reference to a European site in the United Kingdom; and
  - (b) in any other provision of these Regulations, except where otherwise indicated, is a reference to a European site in England or Wales.
- (3) In these Regulations a “European marine site” means a European site so far as consisting of marine areas.

##### Textual Amendments

- F1** Words in reg. 8(1)(b) inserted (31.12.2020) by [The Conservation of Habitats and Species \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/579\)](#), regs. 1, **6(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Reg. 8(1)(c) omitted (31.12.2020) by virtue of [The Conservation of Habitats and Species \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/579\)](#), regs. 1, **6(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words in reg. 8(1)(d) inserted (31.12.2020) by [The Conservation of Habitats and Species \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/579\)](#), regs. 1, **6(c)**; 2020 c. 1, Sch. 5 para. 1(1)

**Status:** Point in time view as at 24/01/2022.

**Changes to legislation:** The Conservation of Habitats and Species Regulations 2017, Section 8 is up to date with all changes known to be in force on or before 11 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- F4** Words in reg. 8(1)(e) inserted (31.12.2020) by The Conservation of Habitats and Species (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/579), regs. 1, **6(d)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F5** Words in reg. 8(1)(e) substituted (31.12.2020) by The Conservation of Habitats and Species (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/579), regs. 1, **6(d)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F6** Reg. 8(1)(e)(i)(ii) substituted (31.12.2020) by The Conservation of Habitats and Species (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/579), regs. 1, **6(d)(ii)**; 2020 c. 1, Sch. 5 para. 1(1)

**Status:**

Point in time view as at 24/01/2022.

**Changes to legislation:**

The Conservation of Habitats and Species Regulations 2017, Section 8 is up to date with all changes known to be in force on or before 11 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.