

## [<sup>F1</sup>SCHEDULE 2

Regulation 2(1)

### Descriptions of development and applicable thresholds and criteria for the purposes of the definition of “Schedule 2 development”

#### Textual Amendments

- F1** Regulations revoked (16.5.2017) by The Town and Country Planning (Environmental Impact Assessment) (Wales) Regulations 2017 (S.I. 2017/567), **regs. 1(2), 65(1)** (subject to savings and transitional provisions in **regs. 63, 65(2)-(10)**) (as amended (1.4.2019) by The Town and Country Planning (Environmental Impact Assessment) (Wales) (Amendment) Regulations 2019 (S.I. 2019/299)), **reg. 2(2)**

1. In the table below—

“area of the works” (“*arwynebedd gwaith*”) includes any area occupied by apparatus, equipment, machinery, materials, plant, spoil heaps or other facilities or stores required for construction or installation;

“controlled waters” (“*dyfroedd a reolir*”) has the same meaning as in the Water Resources Act 1991 <sup>M1</sup>;

“floorspace” (“*arwynebedd llawr*”) means the floorspace in a building or buildings.

#### Marginal Citations

- M1** 1991 c. 57. See section 104.

2. The table below sets out the descriptions of development and applicable thresholds and criteria for the purpose of classifying development as Schedule 2 development.

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<i>Column 1 Description of development</i>	<i>Column 2 Applicable thresholds and criteria</i>
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The carrying out of development to provide any of the following—

*1 Agriculture and aquaculture*

(a) Projects for the use of uncultivated land or semi-natural areas for intensive agricultural purposes; The area of the development exceeds 0.5 hectare.

(b) Water management projects for agriculture, including irrigation and land drainage projects; The area of the works exceeds 1 hectare.

(c) Intensive livestock installations (unless included in Schedule 1); The area of new floorspace exceeds 500 square metres.

(d) Intensive fish farming; The installation resulting from the development is designed to produce more than 10 tonnes of dead weight fish per year.

(e) Reclamation of land from the sea. All development.

*2 Extractive industry*

**Changes to legislation:** There are currently no known outstanding effects for the The Town and Country Planning (Environmental Impact Assessment) (Wales) Regulations 2016 (revoked), SCHEDULE 2. (See end of Document for details)

- (a) Quarries, open cast mining and peat extraction (unless included in Schedule 1); All development except the construction of buildings or other ancillary structures where the new floorspace does not exceed 1,000 square metres.
- (b) Underground mining;
- (c) Extraction of minerals by fluvial or marine dredging; All development.
- (d) Deep drillings, in particular— (i) In relation to any type of drilling, the area of the works exceeds 1 hectare; or  
 (i) geothermal drilling; (ii) in relation to geothermal drilling and drilling for the storage of nuclear waste material, the drilling is within 100 metres of any controlled waters  
 (ii) drilling for the storage of nuclear waste material;  
 (iii) drilling for water supplies; with the exception of drillings for investigating the stability of the soil.
- (e) Surface industrial installations for the extraction of coal, petroleum, natural gas and ores, as well as bituminous shale. The area of the development exceeds 0.5 hectare.

### 3 Energy industry

- (a) Industrial installations for the production of electricity, steam and hot water (unless included in Schedule 1); The area of the development exceeds 0.5 hectare.
- (b) Industrial installations for carrying gas, steam and hot water; The area of the works exceeds 1 hectare.
- (c) Surface storage of natural gas; (i) The area of any new building, deposit or structure exceeds 500 square metres; or
- (d) Underground storage of combustible gases; (ii) a new building, deposit or structure is to be sited within 100 metres of any controlled waters.
- (e) Surface storage of fossil fuels;
- (f) Industrial briquetting of coal and lignite; The area of new floorspace exceeds 1,000 square metres.
- (g) Installations for the processing and storage of radioactive waste (unless included in Schedule 1); (i) The area of new floorspace exceeds 1,000 square metres; or  
 (ii) the installation resulting from the development will require the grant of an environmental permit under [F2] the Environmental Permitting (England and Wales) Regulations 2016] in relation to a radioactive substances activity described in paragraph 11(2)(b), (2)(c) or (4) of Part 2 of Schedule 23 to those Regulations, or the variation of such a permit.
- (h) Installations for hydroelectric energy production; The installation is designed to produce more than 0.5 megawatts.

- (i) Installations for the harnessing of wind power for energy production (wind farms).
- (i) The development involves the installation of more than 2 turbines; or  
(ii) the hub height of any turbine or height of any other structure exceeds 15 metres.
- (j) Installations for the capture of carbon dioxide streams for the purposes of geological storage pursuant to [F3Chapter 3 of Part 1 of the Energy Act 2008 and any law which implemented] Directive 2009/31/EC from installations not included in Schedule 1.
- All development.

#### *4 Production and processing of metals*

- (a) Installations for the production of pig iron or steel (primary or secondary fusion) including continuous casting;
- (b) Installations for the processing of ferrous metals—
- (i) hot-rolling mills;
  - (ii) smitheries with hammers;
  - (iii) application of protective fused metal coats.
- (c) Ferrous metal foundries;
- (d) Installations for the smelting, including the alloyage, of non-ferrous metals, excluding precious metals, including recovered products (refining, foundry casting, etc.);
- (e) Installations for surface treatment of metals and plastic materials using an electrolytic or chemical process;
- (f) Manufacture and assembly of motor vehicles and manufacture of motor-vehicle engines;
- (g) Shipyards;
- (h) Installations for the construction and repair of aircraft;
- (i) Manufacture of railway equipment;
- (j) Swaging by explosives;
- (k) Installations for the roasting and sintering of metallic ores.
- The area of new floorspace exceeds 1,000 square metres.

#### *5 Mineral industry*

**Changes to legislation:** There are currently no known outstanding effects for the The Town and Country Planning (Environmental Impact Assessment) (Wales) Regulations 2016 (revoked), SCHEDULE 2. (See end of Document for details)

- (a) Coke ovens (dry coal distillation);
- (b) Installations for the manufacture of cement;
- (c) Installations for the production of asbestos and the manufacture of asbestos-based products (unless included in Schedule 1);
- (d) Installations for the manufacture of glass including glass fibre;
- (e) Installations for smelting mineral substances including the production of mineral fibres;
- (f) Manufacture of ceramic products by burning, in particular roofing tiles, bricks, refractory bricks, tiles, stoneware or porcelain.

*6 Chemical industry (unless included in Schedule 1)*

- (a) Treatment of intermediate products and production of chemicals; The area of new floorspace exceeds 1,000 square metres.
- (b) Production of pesticides and pharmaceutical products, paint and varnishes, elastomers and peroxides;
- (c) Storage facilities for petroleum, petrochemical and chemical products. (i) The area of any new building or structure exceeds 0.05 hectare; or (ii) more than 200 tonnes of petroleum, petrochemical or chemical products is to be stored at any one time.

*7 Food industry*

- (a) Manufacture of vegetable and animal oils and fats; The area of new floorspace exceeds 1,000 square metres.
- (b) Packing and canning of animal and vegetable products;
- (c) Manufacture of dairy products;
- (d) Brewing and malting;
- (e) Confectionery and syrup manufacture;
- (f) Installations for the slaughter of animals;
- (g) Industrial starch manufacturing installations;
- (h) Fish-meal and fish-oil factories;
- (i) Sugar factories.

### 8 Textile, leather, wood and paper industries

- (a) Industrial plants for the production of paper and board (unless included in Schedule 1); The area of new floorspace exceeds 1,000 square metres.
- (b) Plants for the pre-treatment (operations such as washing, bleaching, mercerisation) or dyeing of fibres or textiles;
- (c) Plants for the tanning of hides and skins;
- (d) Cellulose-processing and production installations.

### 9. Rubber industry

- Manufacture and treatment of elastomer-based products. The area of new floorspace exceeds 1,000 square metres.

### 10. Infrastructure projects

- (a) Industrial estate development projects; The area of the development exceeds 5 hectares.
- (b) Urban development projects, including the construction of shopping centres and car parks, sports stadiums, leisure centres and multiplex cinemas; (i) The development includes more than 1 hectare of urban development which is not dwellinghouse development; or (ii) the development includes more than 150 dwellinghouses; or (iii) the overall area of the development exceeds 5 hectares.
- (d) Construction of railways (unless included in Schedule 1); The area of the works exceeds 1 hectare.
- (e) Construction of airfields (unless included in Schedule 1); (i) The development involves an extension to a runway; or (ii) the area of the works exceeds 1 hectare.
- (f) Construction of roads (unless included in Schedule 1); The area of the works exceeds 1 hectare.
- (g) Construction of harbours and port installations including fishing harbours (unless included in Schedule 1); The area of the works exceeds 1 hectare.
- (h) Inland-waterway construction not included in Schedule 1, canalisation and flood-relief works; The area of the works exceeds 1 hectare.
- (i) Dams and other installations designed to hold water or store it on a long-term basis (unless included in Schedule 1);

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- (j) Tramways, elevated and underground railways, suspended lines or similar lines of a particular type, used exclusively or mainly for passenger transport;
- (k) Oil and gas pipeline installations and pipelines for the transport of carbon dioxide streams for the purposes of geological storage (unless included in Schedule 1);
- (l) Installations of long-distance aqueducts;
- (m) Coastal work to combat erosion and maritime works capable of altering the coast through the construction, for example, of dykes, moles, jetties and other sea defence works, excluding the maintenance and reconstruction of such works; All development.
- (n) Groundwater abstraction and artificial groundwater recharge schemes not included in Schedule 1; The area of the works exceeds 1 hectare.
- (o) Works for the transfer of water resources between river basins not included in Schedule 1;
- (p) Motorway service areas. The area of the development exceeds 0.5 hectare.
- 11 Other projects*
- (a) Permanent racing and test tracks for motorised vehicles; The area of the development exceeds 1 hectare.
- (b) Installations for the disposal of waste (unless included in Schedule 1);
- (i) The disposal is by incineration; or
- (ii) the area of the development exceeds 0.5 hectare; or
- (iii) the installation is to be sited within 100 metres of any controlled waters.
- (c) Waste-water treatment plants (unless included in Schedule 1); The area of the development exceeds 1,000 square metres.
- (d) Sludge-deposition sites; (i) The area of deposit or storage exceeds 0.5 hectare; or
- (e) Storage of scrap iron, including scrap vehicles; (ii) a deposit is to be made or scrap stored within 100 metres of any controlled waters
- (f) Test benches for engines, turbines or reactors; The area of new floorspace exceeds 1,000 square metres.

- (g) Installations for the manufacture of artificial mineral fibres;
- (h) Installations for the recovery or destruction of explosive substances;
- (i) Knackers' yards.

*12 Tourism and leisure*

- (a) Ski-runs, ski-lifts and cable-cars and associated developments; (i) The area of the works exceeds 1 hectare; or (ii) the height of any building or other structure exceeds 15 metres.
- (b) Marinas; The area of the enclosed water surface exceeds 1,000 square metres.
- (c) Holiday villages and hotel complexes outside urban areas and associated developments; The area of the development exceeds 0.5 hectare.
- (d) Theme parks;
- (e) Permanent camp sites and caravan sites; The area of the development exceeds 1 hectare.
- (f) Golf courses and associated developments. The area of the development exceeds 1 hectare.

*13 Changes and extensions*

- (a) Any change to or extension of development of a description listed in Schedule 1 (other than a change or extension falling within paragraph 23 of that Schedule) where that development is already authorised, executed or in the process of being executed. The development as changed or extended may have significant adverse effects on the environment.
- (b) Any change to or extension of development of a description listed in paragraphs 1 to 12 of column 1 of this table, where that development is already authorised, executed or in the process of being executed. (a) The thresholds and criteria in the corresponding part of Column 2 of this table applied to the development as changed or extended are met or exceeded; and (b) in such a case the development as changed or extended may have significant adverse effects on the environment.
- (c) Development of a description mentioned in Schedule 1 undertaken exclusively or mainly for the development and testing of new methods or products and not used for more than two years. All development.]

**Changes to legislation:** There are currently no known outstanding effects for the The Town and Country Planning (Environmental Impact Assessment) (Wales) Regulations 2016 (revoked), SCHEDULE 2. (See end of Document for details)

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### Textual Amendments

- F2** Words in Sch. 2 para. 2 substituted (1.1.2017) by [The Environmental Permitting \(England and Wales\) Regulations 2016 \(S.I. 2016/1154\)](#), reg. 1(1), **Sch. 29 para. 106(a)** (with regs. 1(3), 77-79, Sch. 4) and substituted (17.12.2018) by [The Environment, Planning and Rural Affairs \(Miscellaneous Amendments\) \(Wales\) Regulations 2018 \(S.I. 2018/1216\)](#), regs. 1(3), **19(3)**
- F3** Words in Sch. 2 para. 2 inserted (31.12.2020) by [The Environmental Assessment of Plans and Programmes and the Environmental Impact Assessment \(Miscellaneous Amendments\) \(Wales\) \(EU Exit\) Regulations 2019 \(S.I. 2019/245\)](#), regs. 1(2)(3), **4(7)**; 2020 c. 1, Sch. 5 para. 1(1)



**Changes to legislation:**

There are currently no known outstanding effects for the The Town and Country Planning (Environmental Impact Assessment) (Wales) Regulations 2016 (revoked), SCHEDULE 2.