

Directive 2011/92/EU of the European Parliament and of the Council of
13 December 2011 on the assessment of the effects of certain public and
private projects on the environment (codification) (Text with EEA relevance)

Article 4

1 Subject to Article 2(4), projects listed in Annex I shall be made subject to an assessment in accordance with Articles 5 to 10.

2 Subject to Article 2(4), for projects listed in Annex II, Member States shall determine whether the project shall be made subject to an assessment in accordance with Articles 5 to 10. Member States shall make that determination through:

a a case-by-case examination;

or

b thresholds or criteria set by the Member State.

Member States may decide to apply both procedures referred to in points (a) and (b).

3 When a case-by-case examination is carried out or thresholds or criteria are set for the purpose of paragraph 2, the relevant selection criteria set out in Annex III shall be taken into account.

4 Member States shall ensure that the determination made by the competent authorities under paragraph 2 is made available to the public.