
STATUTORY INSTRUMENTS

2002 No. 3153 (N.I. 7)

The Environment (Northern Ireland) Order 2002

- - - - 17th December 2002

THE ENVIRONMENT (NORTHERN IRELAND) ORDER 2002

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Status: Point in time view as at 01/01/2018.

Changes to legislation: There are currently no known outstanding effects for the The Environment (Northern Ireland) Order 2002. (See end of Document for details)

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- 2. (1) Conferring functions on the Department or the Secretary of State and determining the other...
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- 4. Prohibiting persons from operating any installation or plant of any specified description, or otherwise carrying...
- 5. Specifying restrictions or other requirements in connection with the grant of permits (including provisions for...
- 6. (1) Prescribing the contents of permits. (2) Authorising permits to be granted subject to conditions...
- 7. (1) Requiring permits or the conditions to which permits are subject to be reviewed by...
- 8. (1) Regulating the transfer or surrender of permits. (2) Authorising the revocation of permits by...
- 9. Authorising the Department to make schemes for the charging by enforcing authorities of fees or...
- 9A
- 9B (1) Without prejudice to paragraph 9, authorising the Department to make schemes for the charging...

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- 9C Without prejudice to paragraph 9, authorising the Department to make schemes for the charging by...
- 10. Authorising, or authorising the Department to make schemes for, the charging by the Department or...

Information, publicity and consultation

- 11. Enabling persons of any specified description (whether or not they are holders of permits) to...
- 12. Securing— (a) that publicity is given to specified matters; (b) that enforcing authorities maintain registers...
- 13. Requiring or authorising enforcing authorities to carry out consultation in connection with the exercise of...

Enforcement and offences

- 14. (1) Conferring on enforcing authorities functions with respect to the monitoring and inspection of the...
- 15. (1) Authorising enforcing authorities to serve on holders of permits— (a) notices requiring them to...
- 16. Authorising enforcing authorities to suspend the operation of permits so far as having effect to...
- 17. The creation of offences and dealing with matters relating to such offences, including— (a) the...
- 18. Enabling, where a person has been convicted of an offence under the regulations— (a) a...

Appeals

- 19. (1) Conferring rights of appeal in respect of decisions made, notices served or other things...

General

- 20. (1) Making provision which, subject to any modifications that the Department considers appropriate, corresponds or...

PART II — SUPPLEMENTARY PROVISIONS

Particular types of pollution

- 21. The regulations may provide for specified provisions of the regulations to have effect in relation...

Determination of matters by enforcing authorities

- 22. The regulations may make provision for anything which, by virtue of paragraphs 5 to 8,...

Imposition of conditions

23. In connection with the determination of conditions as mentioned in paragraph 6(3)(a) the regulations may...

Charging schemes

24. The regulations may require any such scheme as is mentioned in paragraph 9 ... 9B...
- 24A. The regulations may require any scheme as is mentioned in paragraph ... 9B to include...

Offences

25. (1) The regulations may provide for any such offence as is mentioned in paragraph 17...

Interpretation

26. In this Schedule— ... Environment Agency ” means the Agency constituted under the Environment...

SCHEDULE 2 — AIR QUALITY: SUPPLEMENTAL PROVISIONS
— Consultation requirements

1. (1) A district council in carrying out its functions in relation to— (a) any air...
— Exchange of information
2. (1) A relevant authority shall provide a district council with all such information as is...
— Joint exercise of district council functions
3. (1) The Department may give directions to any two or more district councils requiring them...
— Public access to information about air quality
4. (1) Each district council shall— (a) secure that there is available at all reasonable times...
— Fixed penalty offences
5. (1) Without prejudice to the generality of sub-paragraph (o) of paragraph (2) of Article 15,...

SCHEDULE 3 — SUPPLEMENTAL PROVISIONS WITH RESPECT TO POWERS OF ENTRY
— Interpretation

1. In this Schedule “relevant power” means a power conferred by Article 19, including a power...
— Issue of warrants
2. (1) If it is shown to the satisfaction of a justice of the peace on...
— Information obtained to be admissible in evidence
3. (1) Subject to Article 19(7), information obtained in consequence of the exercise of a relevant...
— Duty to secure premises

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4. An authorised person who, in the exercise of a relevant power enters on any premises...
 - Compensation
5. (1) Where an authorised person exercises any power conferred by Article 19(2)(a) or (b) or...

SCHEDULE 4 — TRANSITIONAL PROVISIONS

- Introductory
1. (1) In this Schedule “the 1985 Order” means the Nature Conservation and Amenity Lands (Northern...
 - Existing areas of special scientific interest
 2. (1) Any declaration under Article 24 of the 1985 Order which is in force immediately...
 - Consents under Article 32
 3. (1) Subject to sub-paragraph (2) and paragraphs 4 and 5— (a) a notice given by...
 - Operations on land
 4. Article 32 does not apply in relation to the carrying out of any operation which...
 - Appeals under Article 33
 5. (1) Article 33(1)(a) does not apply to a refusal of a consent under Article 25(1)...
 - Management agreements
 6. (1) Subject to sub-paragraph (2), an agreement in force under Article 24(8)(a) of the 1985...
 - Compensation
 7. Despite its repeal by this Order, Article 26 of the 1985 Order continues to apply...
 - Duty of public bodies in relation to operations
 8. Article 39 does not apply in relation to the carrying out of operations which began...
 - Offences and restoration orders
 9. Article 46 does not apply in relation to an offence committed before the coming into...
 - Schedule 5—Amendments
 - Schedule 6—Repeals

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