

## EXPLANATORY NOTE

*(This note is not part of the Order)*

These Regulations are made under Article 4 of the Environment (Northern Ireland) Order 2002. They set out a pollution control regime for the purpose of implementing the Integrated Pollution Prevention and Control Directive (Council Directive 96/61/EC) and for regulating other environmentally polluting activities not covered by the Directive. The Regulations apply to Northern Ireland.

### **The list of controlled activities and the type of pollution control**

The Regulations control the operation of any installations or mobile plant carrying out any of the activities listed in *Part 1 of Schedule 1* to the Regulations. Installations or mobile plant used to carry out activities listed under the heading “Part A” in Part 1 of Schedule 1 (Part A installations and mobile plant) are subject to integrated pollution control by the Chief Inspector. Those used to carry out activities listed under the heading “Part B” (Part B installations and mobile plant) are subject to air pollution control by the Chief Inspector. Those used to carry out activities listed under the heading “Part C” (Part C installations and mobile plant) are subject to air pollution control by district councils. *Part 2 of Schedule 1* sets out some rules for the interpretation of Part 1 of the Schedule. *Part 3 of Schedule 1* sets out rules for the interpretation of “Part A installation” etc.

### **Procedural and substantive requirements**

*Part 1 of the Regulations (regulations 1 to 8)* sets out general provisions. There are definitions in *regulations 2 and 3*. *Regulation 7* determines which installations and mobile plant are regulated by the Chief Inspector and which by the district councils (see above). *Regulation 8* deals with the appointment of the chief inspector and other inspectors.

*Part 2* deals with the need for a permit to operate an installation or mobile plant covered by the Regulations (*regulation 9*), the procedure for granting permits and the contents of permits (*regulations 10 to 14 and Schedules 4 and 5*), and the treatment of permits once granted (*regulations 15 to 21 and Schedule 7*). The basic requirement for conditions of permits (*regulation 12*) is to impose emission limit values based on the best available techniques. (“Best available techniques” is defined in *regulation 2* and *Schedule 2* sets out considerations which have to be taken into account when determining the best available techniques). *Schedule 6* sets out the compensation provisions applicable where a person is required under *regulation 12* to allow an operator of an installation or Part A mobile plant to carry out work on that person’s land. *Regulation 13* provides for the Department to notify the chief inspector of conditions which it considers appropriate in relation to preventing or reducing emissions to water from Part A installations and mobile plant regulated by the chief inspector. *Regulation 14* enables the Department to make general binding rules containing requirements which may apply instead of conditions included in permits. *Regulations 15 and 17 to 21 and Schedule 7* deal with the review, variation, transfer, surrender and revocation of permits. *Regulation 16* requires the operator of a permitted installation to give the enforcing authority notice of any proposed change in the operation of that installation.

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to *The Pollution Prevention and Control Regulations (Northern Ireland) 2003*. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

*Regulation 22* provides for the Department to make charging schemes setting fees and charges to be paid in respect of applications made under the Regulations and in respect of variations, transfers, surrenders, appeals and the subsistence of permits.

*Part 3 (regulations 23 to 27)* contains the enforcement powers under the Regulations. *Part 4 (regulation 28)* and *Schedule 9* provide for appeals to the Planning Appeals Commission. *Part 5 (regulations 29 to 32)* and *Schedule 10* set out information gathering powers and publicity requirements. *Part 6 (regulations 33 to 36)* sets out offences for contraventions of the Regulations and provides for enforcement by the High Court and the admissibility of evidence. *Part 7 (regulations 37 to 39)* enables the Department to give directions and guidance to enforcing authorities and to make plans relating to emissions. *Part 8* and *Schedule 11* deal with the disclosure of information and the consequential amendments required by the introduction of the pollution control regimes in the Regulations.

### **Transitional provisions**

*Schedule 3* sets out the transitional provisions for bringing installations and mobile plant under the control of the Regulations. Installations and mobile plant will be phased into the Regulations over a five year period. These Regulations will supersede the controls in the Industrial Pollution Control (Northern Ireland) Order 1997 and, consequently, that Order will in due course be repealed.

A regulatory impact assessment has been prepared and copies can be obtained from Environmental Policy Division, Department of the Environment, 20-24 Donegall Street, Belfast BT1 2GP. A copy has been placed in the Assembly library.

Copies of the British Standards publications referred to in these Regulations may be obtained from any of the sales outlets operated by the British Standards Institution or by post from the British Standards Institution at Standards House, 389 Chiswick High Road, London W4 4AL.

### Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Pollution Prevention and Control Regulations (Northern Ireland) 2003. Any changes that have already been made by the team appear in the content and are referenced with annotations.

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### Changes and effects yet to be applied to :

- Sch. 1 para. 5 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 6 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 7 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 8 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 9 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 10 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 11 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 12 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 13 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 14 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 15 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 16 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 17 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 18 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 19 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 20 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 21 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 22 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 para. 23 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 text amended by [S.R. 2007/245 reg. 2\(2\)\(3\)\(a\)-\(c\)](#)
- Sch. 1 Pt. 1 words inserted by [S.R. 2011/127 reg. 34\(4\)](#)
- Sch. 1 Pt. 1 words inserted by [S.R. 2011/127 reg. 34\(6\)\(a\)](#)
- Sch. 1 Pt. 1 words substituted by [S.R. 2011/127 reg. 34\(5\)\(a\)](#)
- Sch. 1 Pt. 1 words substituted by [S.R. 2011/127 reg. 34\(5\)\(b\)](#)
- Sch. 1 Pt. 1 words substituted by [S.R. 2011/127 reg. 34\(6\)\(b\)](#)
- Sch. 1 Pt. 1 words substituted by [S.R. 2011/127 reg. 34\(6\)\(c\)](#)
- Sch. 1 Pt. 1 words substituted by [S.R. 2011/127 reg. 34\(6\)\(d\)\(i\)](#)
- Sch. 1 Pt. 1 words substituted by [S.R. 2011/127 reg. 34\(6\)\(d\)\(ii\)](#)
- Sch. 1 Pt. 1 words substituted by [S.R. 2011/127 reg. 34\(6\)\(e\)](#)
- Sch. 1 Pt. 1 words substituted by [S.R. 2011/127 reg. 34\(7\)](#)
- Sch. 1 Pt. 1 Ch. 1(crossheading)(combustion)(activities\_paragraph)(1n5) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 1(crossheading)(combustion)(activities\_paragraph)(2) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 1(crossheading)(gasification)(liquefaction)(and)(refining)(activities\_paragraph)(1n8) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 1(crossheading)(gasification)(liquefaction)(and)(refining)(activities\_paragraph)(2n2) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 1(crossheading)(gasification)(liquefaction)(and)(refining)(activities\_paragraph)(3) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 1(crossheading)(gasification)(liquefaction)(and)(refining)(activities\_paragraph)(1n11) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 1(crossheading)(gasification)(liquefaction)(and)(refining)(activities\_paragraph)(2n3) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 2(crossheading)(nonferrous)(metals\_paragraph)(1n21) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 2(crossheading)(nonferrous)(metals\_paragraph)(2) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 3(crossheading)(other)(mineral)(activities\_paragraph)(1n41) coming into force by [S.R. 2003/46 reg. 1](#)

- Sch. 1 Pt. 1 Ch. 3(crossheading)(other)(mineral)(activities\_paragraph)(2) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 5(crossheading)(disposal)(of)(waste)(other)(than)(by)(incineration)(or)(landfill\_paragraph)(1n80) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 5(crossheading)(disposal)(of)(waste)(other)(than)(by)(incineration)(or)(landfill\_paragraph)(2) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 5(crossheading)(disposal)(of)(waste)(other)(than)(by)(incineration)(or)(landfill\_paragraph)(3) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 5(crossheading)(disposal)(of)(waste)(other)(than)(by)(incineration)(or)(landfill\_paragraph)(4) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 5(crossheading)(recovery)(of)(waste\_paragraph)(1n84) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 5(crossheading)(recovery)(of)(waste\_paragraph)(2) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 5(crossheading)(recovery)(of)(waste\_paragraph)(3) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 6(crossheading)(coating)(activities)(printing)(and)(textile)(treatments\_paragraph)(1n104) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 6(crossheading)(coating)(activities)(printing)(and)(textile)(treatments\_paragraph)(2) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 6(crossheading)(the)(manufacture)(of)(dyestuffs)(printing)(ink)(and)(coating)(materials\_paragraph)(1n108) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 6(crossheading)(the)(manufacture)(of)(dyestuffs)(printing)(ink)(and)(coating)(materials\_paragraph)(2) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 6(crossheading)(the)(treatment)(of)(animal)(and)(vegetable)(matter)(and)(food)(industries) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 2 para. 1 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 2 para. 2 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 2 para. 3 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 2 para. 4 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 2 para. 1 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 2 para. 2 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 3 para. 1 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 3 para. 2 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 3 para. 3 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 3 para. 4 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 3 para. 5 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 3 para. 6 coming into force by [S.R. 2003/46 reg. 1](#)
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- Sch. 3 para. 8 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 3 para. 9 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 3 para. 10 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 3 para. 11 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 3 para. 12 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 3 text amended by [S.R. 2007/245 reg. 2\(5\)\(a\)\(i\)\(ii\)](#)
- Sch. 3 para. 2 Table words substituted by [S.R. 2003/496 Sch. 5 para. 1\(12\)\(a\)](#)
- Sch. 4 para. 1 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 4 para. 2 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 4 para. 3 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 4 para. 4 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 4 para. 5 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 4 para. 6 coming into force by [S.R. 2003/46 reg. 1](#)
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- Sch. 4 para. 8 coming into force by [S.R. 2003/46 reg. 1](#)
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- Sch. 4 para. 10 coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 4 para. 11 coming into force by [S.R. 2003/46 reg. 1](#)
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- Sch. 7 para. 8 coming into force by S.R. 2003/46 reg. 1
- Sch. 7 para. 9 coming into force by S.R. 2003/46 reg. 1
- Sch. 7 para. 10 coming into force by S.R. 2003/46 reg. 1
- Sch. 7 para. 11 coming into force by S.R. 2003/46 reg. 1
- Sch. 7 para. 12 coming into force by S.R. 2003/46 reg. 1
- Sch. 7 para. 13 coming into force by S.R. 2003/46 reg. 1
- Sch. 7 para. 14 coming into force by S.R. 2003/46 reg. 1
- Sch. 7 para. 15 coming into force by S.R. 2003/46 reg. 1
- Sch. 7 para. 16 coming into force by S.R. 2003/46 reg. 1
- Sch. 8 para. 1 coming into force by S.R. 2003/46 reg. 1
- Sch. 8 para. 2 coming into force by S.R. 2003/46 reg. 1
- Sch. 8 para. 3 coming into force by S.R. 2003/46 reg. 1
- Sch. 8 para. 4 coming into force by S.R. 2003/46 reg. 1
- Sch. 8 para. 5 coming into force by S.R. 2003/46 reg. 1
- Sch. 9 para. 1 coming into force by S.R. 2003/46 reg. 1
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- Sch. 9 para. 3 coming into force by S.R. 2003/46 reg. 1
- Sch. 9 para. 4 coming into force by S.R. 2003/46 reg. 1
- Sch. 10 para. 1 coming into force by S.R. 2003/46 reg. 1
- Sch. 10 para. 2 coming into force by S.R. 2003/46 reg. 1
- Sch. 10 para. 3 coming into force by S.R. 2003/46 reg. 1
- Sch. 10 para. 4 coming into force by S.R. 2003/46 reg. 1
- Sch. 10 para. 5 coming into force by S.R. 2003/46 reg. 1
- Sch. 10 para. 1(k) words inserted by S.R. 2003/496 Sch. 5 para. 1(14)(a)
- Sch. 10 para. 1(q) words inserted by S.R. 2003/496 Sch. 5 para. 1(14)(b)
- Sch. 10 para. 1(t) words inserted by S.R. 2003/496 Sch. 5 para. 1(14)(c)
- Sch. 11 para. 1 coming into force by S.R. 2003/46 reg. 1
- Sch. 11 para. 2 coming into force by S.R. 2003/46 reg. 1
- Sch. 11 para. 3 coming into force by S.R. 2003/46 reg. 1
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- Sch. 11 para. 10 coming into force by S.R. 2003/46 reg. 1
- Sch. 11 para. 11 coming into force by S.R. 2003/46 reg. 1
- Sch. 11 para. 12 coming into force by S.R. 2003/46 reg. 1
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- Sch. 11 para. 14 coming into force by S.R. 2003/46 reg. 1
- Sch. 11 para. 15 coming into force by S.R. 2003/46 reg. 1
- Sch. 11 para. 16 coming into force by S.R. 2003/46 reg. 1
- Sch. 11 para. 17 coming into force by S.R. 2003/46 reg. 1
- Sch. 11 para. 18 coming into force by S.R. 2003/46 reg. 1
- Sch. 11 para. 19 coming into force by S.R. 2003/46 reg. 1
- Regulations excluded by S.R. 2012/453 Sch. 3 para. 8
- Regulations excluded by S.R. 2013/160 Sch. 3 para. 8
- Regulations revoked by S.R. 2012/453 Sch. 17
- Regulations revoked by S.R. 2013/160 Sch. 17
- Regulations text amended by S.R. 2010/165 reg. 4(1)
- Regulations words substituted by S.R. 2004/36 reg. 8(3)
- Regulations words substituted by S.R. 2005/300 Sch. 10 para. 8(2)
- Regulations words substituted by S.R. 2005/300 Sch. 10 para. 8(3)
- reg. 1 coming into force by S.R. 2003/46 reg. 1
- reg. 2 coming into force by S.R. 2003/46 reg. 1
- reg. 2(2) text amended by S.R. 2010/165 reg. 3(1)(a)
- reg. 2(2) words deleted by S.R. 2004/36 reg. 8(2)(c)
- reg. 2(2) words inserted by S.R. 2003/390 reg. 5(2)(a)

- reg. 2(2) words inserted by S.R. 2003/496 Sch. 5 para. 1(1)(a)
- reg. 2(2) words inserted by S.R. 2003/496 Sch. 5 para. 1(1)(b)
- reg. 2(2) words inserted by S.R. 2004/36 reg. 8(2)(b)
- reg. 2(2) words inserted by S.R. 2004/36 reg. 8(2)(e)
- reg. 2(2) words inserted by S.R. 2004/36 reg. 8(2)(f)
- reg. 2(2) words inserted by S.R. 2004/36 reg. 8(2)(g)
- reg. 2(2) words inserted by S.R. 2004/36 reg. 8(2)(h)
- reg. 2(2) words inserted by S.R. 2004/36 reg. 8(2)(i)
- reg. 2(2) words inserted by S.R. 2004/36 reg. 8(2)(j)
- reg. 2(2) words inserted by S.R. 2004/36 reg. 8(2)(k)
- reg. 2(2) words substituted by S.R. 2004/36 reg. 8(2)(a)
- reg. 2(2) words substituted by S.R. 2004/36 reg. 8(2)(d)
- reg. 3 coming into force by S.R. 2003/46 reg. 1
- reg. 4 coming into force by S.R. 2003/46 reg. 1
- reg. 5 coming into force by S.R. 2003/46 reg. 1
- reg. 5(1) words inserted by S.R. 2003/496 Sch. 5 para. 1(3)(a)
- reg. 5(2) words inserted by S.R. 2003/496 Sch. 5 para. 1(3)(b)(i)
- reg. 5(2) words inserted by S.R. 2003/496 Sch. 5 para. 1(3)(b)(ii)
- reg. 5(3) words inserted by S.R. 2003/496 Sch. 5 para. 1(3)(bn2)
- reg. 6 coming into force by S.R. 2003/46 reg. 1
- reg. 7 coming into force by S.R. 2003/46 reg. 1
- reg. 7(3) words inserted by S.R. 2004/36 reg. 8(4)(a)
- reg. 7(4) words inserted by S.R. 2004/36 reg. 8(4)(c)
- reg. 7(7) words inserted by S.R. 2004/36 reg. 8(4)(e)
- reg. 8 coming into force by S.R. 2003/46 reg. 1
- reg. 9 coming into force by S.R. 2003/46 reg. 1
- reg. 10 coming into force by S.R. 2003/46 reg. 1
- reg. 10(2) words inserted by S.R. 2003/496 Sch. 5 para. 1(4)
- reg. 10(2) words substituted by S.R. 2004/36 reg. 8(5)
- reg. 10(4)(b) substituted by S.R. 2009/403 reg. 2(1)
- reg. 11 coming into force by S.R. 2003/46 reg. 1
- reg. 11 excluded by S.R. 2003/496 reg. 6(3)
- reg. 11(3)(a) words substituted by S.R. 2011/127 reg. 34(2)
- reg. 12 coming into force by S.R. 2003/46 reg. 1
- reg. 12(1)-(11) excluded by S.R. 2003/496 reg. 6(3)
- reg. 12(2) words substituted by S.I. 2003/3311 Sch. 5 para. 4(a)(i)
- reg. 12(16) words inserted by S.R. 2003/496 Sch. 5 para. 1(5)
- reg. 13 coming into force by S.R. 2003/46 reg. 1
- reg. 14 coming into force by S.R. 2003/46 reg. 1
- reg. 14 excluded by S.R. 2003/496 reg. 6(3)
- reg. 14(2) words substituted by S.R. 2004/36 reg. 8(7)(a)
- reg. 14(3) words substituted by S.R. 2004/36 reg. 8(7)(b)
- reg. 15 coming into force by S.R. 2003/46 reg. 1
- reg. 16 coming into force by S.R. 2003/46 reg. 1
- reg. 17 coming into force by S.R. 2003/46 reg. 1
- reg. 17(1) words inserted by S.R. 2003/496 Sch. 5 para. 1(6)
- reg. 17(1) words substituted by S.R. 2004/36 reg. 8(8)(a)
- reg. 17(4) words inserted by S.R. 2003/496 Sch. 5 para. 1(6)
- reg. 17(4) words substituted by S.R. 2004/36 reg. 8(8)(b)
- reg. 18 coming into force by S.R. 2003/46 reg. 1
- reg. 19 coming into force by S.R. 2003/46 reg. 1
- reg. 19(1) words omitted by S.R. 2003/390 reg. 5(3)(a)
- reg. 19(1) words substituted by S.R. 2003/390 reg. 5(3)(a)
- reg. 20 coming into force by S.R. 2003/46 reg. 1
- reg. 21 coming into force by S.R. 2003/46 reg. 1
- reg. 22 coming into force by S.R. 2003/46 reg. 1
- reg. 23 coming into force by S.R. 2003/46 reg. 1
- reg. 24 coming into force by S.R. 2003/46 reg. 1

- reg. 25 coming into force by S.R. 2003/46 reg. 1
- reg. 26 coming into force by S.R. 2003/46 reg. 1
- reg. 27 coming into force by S.R. 2003/46 reg. 1
- reg. 28 coming into force by S.R. 2003/46 reg. 1
- reg. 28(2) words substituted by S.R. 2003/496 Sch. 5 para. 1(7)(b)
- reg. 28(9) words inserted by S.R. 2003/496 Sch. 5 para. 1(7)(d)
- reg. 29 coming into force by S.R. 2003/46 reg. 1
- reg. 29(1)(2) words inserted by S.R. 2003/496 Sch. 5 para. 1(8)
- reg. 30 coming into force by S.R. 2003/46 reg. 1
- reg. 31 coming into force by S.R. 2003/46 reg. 1
- reg. 32 coming into force by S.R. 2003/46 reg. 1
- reg. 33 coming into force by S.R. 2003/46 reg. 1
- reg. 33(1)(d) words substituted by S.R. 2003/496 Sch. 5 para. 1(9)(a)
- reg. 33(1)(h)(i) words inserted by S.R. 2003/496 Sch. 5 para. 1(9)(b)
- reg. 34 coming into force by S.R. 2003/46 reg. 1
- reg. 35 coming into force by S.R. 2003/46 reg. 1
- reg. 36 coming into force by S.R. 2003/46 reg. 1
- reg. 37 coming into force by S.R. 2003/46 reg. 1
- reg. 37(1)(2) words inserted by S.R. 2003/496 Sch. 5 para. 1(10)
- reg. 38 coming into force by S.R. 2003/46 reg. 1
- reg. 38(1)(2) words inserted by S.R. 2003/496 Sch. 5 para. 1(11)
- reg. 39 coming into force by S.R. 2003/46 reg. 1
- reg. 40 coming into force by S.R. 2003/46 reg. 1
- reg. 41 coming into force by S.R. 2003/46 reg. 1

### **Changes and effects yet to be applied to the whole Rule associated Parts and Chapters:**

Whole provisions yet to be inserted into this Rule (including any effects on those provisions):

- Sch. 1 Ch. 5 modified by S.R. 2005/300 Sch. 10 para. 8(4)
- Sch. 1 Pt. A(c)s. 6(8) words inserted by S.R. 2003/390 reg. 5(5)(b)
- Sch. 1 s. 5(2)Pt. A words inserted by S.R. 2003/496 reg. 6(1)
- Sch. 1 Pt.01Cs. 1(2)para. (b) words substituted by S.R. 2004/507 reg. 3(2)
- Sch. 1 Pt. 1 Ch. 2(crossheading)(ferrous)(metals) coming into force by S.R. 2003/46 reg. 1
- Sch. 1 Pt. 1 Ch. 2(crossheading)(surface)(treating)Ch. 2(metals)(and)(plastic) (materials) coming into force by S.R. 2003/46 reg. 1
- Sch. 1 Pt. 1 Ch. 3(crossheading)(production)(of)Ch. 3(cement)(and)(lime) coming into force by S.R. 2003/46 reg. 1
- Sch. 1 Pt. 1 Ch. 3(crossheading)(activities)(involving)(asbestos) coming into force by S.R. 2003/46 reg. 1
- Sch. 1 Pt. 1 Ch. 3(crossheading)(manufacturing)Ch. 3(glass)(and)(glass)(fibre) coming into force by S.R. 2003/46 reg. 1
- Sch. 1 Pt. 1 Ch. 3(crossheading)(production)(of)(other)(mineral)(fibres) coming into force by S.R. 2003/46 reg. 1
- Sch. 1 Pt. 1 Ch. 3(crossheading)(ceramic)(production) coming into force by S.R. 2003/46 reg. 1
- Sch. 1 Pt. 1 Ch. 4(crossheading)(organic)(chemicals) coming into force by S.R. 2003/46 reg. 1
- Sch. 1 Pt. 1 Ch. 4(crossheading)(inorganic)(chemicals) coming into force by S.R. 2003/46 reg. 1
- Sch. 1 Pt. 1 Ch. 4(crossheading)(chemical)(fertiliser)(production) coming into force by S.R. 2003/46 reg. 1
- Sch. 1 Pt. 1 Ch. 4(crossheading)(plant)(health)Ch. 4(products)(and)(biocides) coming into force by S.R. 2003/46 reg. 1



- Sch. 1 Pt. 1 Ch. 4(crossheading)(pharmaceutical)(production) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 4(crossheading)(explosives)(production) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 4(crossheading)(manufacturing)(activities)(involving)(carbon) (disulphide)(or)(ammonia) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 4(crossheading)(the)(storage)(of)(chemicals)(in)(bulk) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 5(crossheading)(disposal)(of)(waste)(by)(incineration) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 5(crossheading)(disposal)(of)(waste)(by)(landfill) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 5(crossheading)(the)(production)(of)(fuel)(from)(waste) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 6(crossheading)(paper)Ch. 6(pulp)(and)(board)(manufacturing) (activities) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 6(crossheading)(carbon)(activities) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 6(crossheading)Ch. 6(tar)(and)(bitumen)(activities) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 6(crossheading)(timber)(activities) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 6(crossheading)(activities)(involving)(rubber) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 Ch. 6(crossheading)(intensive)(farming) coming into force by [S.R. 2003/46 reg. 1](#)
- Sch. 1 Pt. 1 s. 7 inserted by [S.R. 2004/36 reg. 8\(9\)\(a\)](#)Sch. 1
- Sch. 1 Pt. 1 s. 5(1) omitted by [S.R. 2003/390 reg. 5\(5\)\(a\)](#)
- Sch. 1 Pt. 1 s. 5(1) substituted by [S.R. 2003/390 reg. 5\(5\)\(a\)](#)
- Sch. 1 Pt. 1 s. 7(2) words substituted by [S.R. 2005/454 reg. 2\(2\)](#)
- Sch. 1 Pt. 2 para. 2(2) substituted by [S.R. 2004/36 reg. 8\(9\)\(b\)](#)
- Sch. 1 Pt. 2 para. 3-7 words inserted by [S.R. 2004/36 reg. 8\(9\)\(c\)](#)
- Sch. 1 Pt. 3 para. 17 omitted by [S.R. 2003/390 reg. 5\(6\)](#)
- Sch. 2 Pt. 2 para. 7A inserted by [S.R. 2004/36 reg. 8\(9\)\(d\)](#)
- Sch. 2 Pt. 2 para. 9(4) words inserted by [S.R. 2004/36 reg. 8\(9\)\(e\)](#)
- Sch. 2 Pt. 2 para. 10(2)(3) words inserted by [S.R. 2004/36 reg. 8\(9\)\(e\)](#)
- Sch. 2 Pt. 3 para. 20 substituted by [S.R. 2004/36 reg. 8\(9\)\(f\)](#)
- Sch. 3 para. 2(11)(12)(13) inserted by [S.R. 2003/496 Sch. 5 para. 1\(12\)\(b\)](#)
- Sch. 3 Pt. 34 inserted by [S.R. 2004/36 reg. 8\(10\)\(b\)](#)Sch. 2
- Sch. 3 pt. 5 inserted by [S.R. 2007/245 Sch.](#)
- Sch. 3 Pt. B para.. 4(1) omitted by [S.R. 2003/390 reg. 4\(a\)](#)
- Sch. 3 para. 2(2)s. 5.02 substituted by [S.R. 2006/280 reg. 6\(2\)](#)
- Sch. 3 Pt. A para. 4(1) omitted by [S.R. 2003/390 reg. 4\(a\)](#)
- Sch. 3 Pt. C para. 4(1) omitted by [S.R. 2003/390 reg. 4\(a\)](#)
- Sch. 3 Pt. 1 para. 5(3) inserted by [S.R. 2004/36 reg. 8\(10\)\(a\)\(ii\)](#)
- Sch. 3 Pt. 1 para. 6(a) words inserted by [S.R. 2003/390 reg. 5\(7\)\(b\)](#)
- Sch. 3 Pt. 1 para. 6(bb) words inserted by [S.R. 2003/390 reg. 5\(7\)\(c\)](#)
- Sch. 3 Pt. 1 para. 2(2) words omitted by [S.R. 2003/390 reg. 5\(7\)\(a\)](#)
- Sch. 3 Pt. 1 para. 6 words substituted by [S.R. 2003/390 reg. 4\(b\)\(i\)](#)
- Sch. 3 Pt. 1 para. 6 words substituted by [S.R. 2003/390 reg. 4\(b\)\(ii\)](#)
- Sch. 3 Pt. 1 para. 6 words substituted by [S.R. 2003/390 reg. 4\(b\)\(iii\)](#)
- Sch. 3 Pt. 1 para. 2(2) words substituted by [S.R. 2003/390 reg. 5\(7\)\(a\)](#)
- Sch. 3 Pt. 1 para. 5(1) words substituted by [S.R. 2004/36 reg. 8\(10\)\(a\)\(i\)](#)
- Sch. 4 para. 1(3) inserted by [S.R. 2004/36 reg. 8\(11\)\(d\)](#)
- Sch. 4 para. 1B inserted by [S.R. 2004/36 reg. 8\(11\)\(e\)](#)
- Sch. 4 para. 3A inserted by [S.R. 2004/36 reg. 8\(11\)\(f\)](#)
- Sch.4 para. 1B(2)(ii) substituted by [S.R. 2010/165 reg. 3\(1\)\(c\)\(i\)](#)
- Sch.4 para. 1B(2)(ii) substituted by [S.R. 2010/165 reg. .003\(1\)\(d\)](#)

- Sch. 4 Pt. 1 para. 1A added by S.R. 2003/496 Sch. 5 para. 1(13)
- Sch. 4 Pt. 1 para. 5(b) excluded by S.R. 2003/496 reg. 6(4)
- Sch. 4 Pt. 1 para. 1A inserted by S.R. 2003/390 reg. 5(8)(b)
- Sch. 4 Pt. 1 para. 1(1)(d) words inserted by S.R. 2003/390 reg. 5(8)(a)
- Sch. 7 para. 2A inserted by S.R. 2004/36 reg. 8(12)(a)
- Sch. 7 para. 000(4) substituted by S.R. 2004/36 reg. 8(12)(b)
- Sch. 7 Pt. 1 para. 1(g) inserted by S.R. 2003/390 reg. 5(9)
- Sch. 7 Pt. 2 para. 4(8)(b) excluded by S.R. 2003/496 reg. 6(4)
- Sch. 10 para. 1(aa) inserted by S.R. 2003/390 reg. 5(10)
- Sch. 10 para. 1(w)(y) inserted by S.R. 2003/496 Sch. 5 para. 1(14)(d)
- reg. 2(2A) inserted by S.R. 2003/390 reg. 5(2)(b)
- reg. 2(6) inserted by S.R. 2010/165 reg. 003(1)(b)
- reg. 4(3)(b)-(d) substituted for reg. 4(3)(b)(c) by S.R. 2003/496 Sch. 5 para. 1(2)(a)
- reg. 4(5A) inserted by S.R. 2003/496 Sch. 5 para. 1(2)(b)
- reg. 7(3A) inserted by S.R. 2004/36 reg. 8(4)(b)
- reg. 7(4A) inserted by S.R. 2004/36 reg. 8(4)(d)
- reg. 12(8A)-(8B) inserted by S.I. 2003/3311 Sch. 5 para. 4(a)(iii)
- reg. 12A inserted by S.R. 2004/36 reg. 8(6)
- reg. 12B inserted by S.R. 2009/159 reg. 7
- reg. 12C12D inserted by S.R. 2011/127 reg. 34(3)
- reg. 12D(5)(b) word substituted by S.R. 2013/241 reg. 8(2)(a)
- reg. 12D(7) words substituted by S.R. 2013/241 reg. 8(2)(b)
- reg. 15(6) applied (with modifications) by S.R. 2003/496 Sch. 4 para. 1(8)(a)(iv)
- reg. 19(1A) inserted by S.R. 2003/390 reg. 5(3)(b)
- reg. 20(1A) inserted by S.R. 2003/390 reg. 5(4)
- reg. 28(1)(g)(h) inserted by S.R. 2003/496 Sch. 5 para. 1(7)(a)
- reg. 28(8A) inserted by S.R. 2003/496 Sch. 5 para. 1(7)(c)
- reg. 28(11) inserted by S.R. 2003/496 Sch. 5 para. 1(7)(e)