
STATUTORY RULES OF NORTHERN IRELAND

2015 No. 61

PLANNING

**The Planning (Hazardous Substances)
Regulations (Northern Ireland) 2015**

Made - - - - 16th February 2015

Coming into operation 1st April 2015

**THE PLANNING (HAZARDOUS SUBSTANCES)
REGULATIONS (NORTHERN IRELAND) 2015**

PART 1

1. Citation and commencement
2. Interpretation

PART 2

3. Hazardous substances and controlled quantities
4. Exemptions

PART 3

5. Application for hazardous substances consent
6. Advertisement of notices of applications
7. Certificates to accompany applications
8. Council to take account of representations from certain persons
9. Persons to be treated as in actual possession of land
10. Consultations before determining applications for hazardous substances consent
11. Determination of applications for hazardous substances consent
12. Notification of decision
13. Applications to the Department for consent to execute works without compliance with conditions previously attached
14. Call in of certain applications for hazardous substances consent to the Department
15. Application of the 2011 Act to councils

Status: This is the original version (as it was originally made).

PART 4

- 16. Hazardous substances contravention notices
- 17. Appeals against hazardous substances contravention notices
- 18. Effect of hazardous substances contravention notices, etc.

PART 5

- 19. Use of electronic communications

PART 6

- 20. Revocations
Signature

SCHEDULE PRESCRIBED FORMS

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SCHEDULE HAZARDOUS SUBSTANCES AND CONTROLLED
2 QUANTITIES

PART A — NAMED SUBSTANCES

NOTES TO PART A

- 1. Ammonium nitrate: fertilisers capable of self-sustaining decomposition This applies to...
- 2. Ammonium nitrate: fertiliser grade This applies to straight ammonium nitrate-based...
- 3. Ammonium nitrate: technical grade This applies to
- 4. Ammonium nitrate: “off-specs” material and fertilisers not fulfilling the detonation...
- 5. Potassium nitrate: composite potassium-nitrate based fertilisers composed of potassium nitrate...
- 6. Potassium nitrate: composite potassium-nitrate based fertilisers composed of potassium nitrate...
- 7. Polychlorodibenzofurans and polychlorodibenzodioxins. The quantities of polychlorodibenzofurans and polychlorodibenzodioxins are...
- 8. Entry number 67 The controlled quantity of 25 tonnes in...

PART B — CATEGORIES OF SUBSTANCES AND PREPARATIONS NOT SPECIFICALLY NAMED IN PART A

NOTES TO PART B

- 1. Substances and preparations shall be classified for the purposes of...
- 2. An “explosive” means: (a) a substance or preparation which creates...
- 3. In categories 6, 7, 8 and 9 “flammable”, “highly flammable”...

NOTES TO PARTS A

AND B

- 1. Mixtures and preparations shall be treated in the same way...
- 2. In the case of substances and preparations with properties giving...
- 3. Where a substance or group of substances listed in Part...
- 4. In the case of an establishment where no individual substance...
- 5. The addition rule in paragraph 4 will apply for the...

PART C — SUBSTANCES USED IN AN INDUSTRIAL CHEMICAL
PROCESS

NOTES TO PART C

1. The expression “which it is believed may be generated during...
 2. Where a substance falling within Part A or B also...
- SCHEDULE ENFORCEMENT – MODIFICATIONS OF THE 2011 ACT
- 3
- PART 1 — APPEALS AGAINST HAZARDOUS SUBSTANCES
CONTRAVENTION NOTICES
- PART 2 — EFFECT OF HAZARDOUS SUBSTANCES CONTRAVENTION
NOTICES ETC.
- PART 3 — SECTIONS OF THE 2011 ACT AS MODIFIED
143. Appeal against hazardous substances contravention notice
 144. Appeal against hazardous substances contravention notice – general
supplementary provisions
 145. Appeal against hazardous substances contravention notice –
supplementary provisions relating to hazardous substances consent
 146. Execution and cost of works required by hazardous substances
contravention notice
 147. Offence where hazardous substances contravention notice not
complied with
 148. Effect of hazardous substances consent on hazardous substances
contravention notice
 149. Hazardous substances contravention notice to have effect against
subsequent development
- Explanatory Note