

## SCHEDULE 26

### Consequential amendments

## PART 2

### Subordinate legislation

#### **Control of Pollution (Applications, Appeals and Registers) Regulations 1996**

**12.**—(1) The Control of Pollution (Applications, Appeals and Registers) Regulations 1996(1) are amended as follows.

(2) In regulation 1(2) (interpretation), omit the definition of “discharge consent”.

(3) Omit the following regulations—

- (a) regulation 2 (advertisements);
- (b) regulation 3 (timing of advertisements);
- (c) regulation 4 (exemption from advertising requirements);
- (d) regulation 5 (consultation);
- (e) regulation 6 (transmitted applications);
- (f) regulation 7 (discharge consents without applications).

(4) In regulation 8(1) (appeals), omit—

- (a) “91 or”; and
- (b) “appeals in respect of consents under Chapter II of Part III and”.

(5) In regulation 9 (time limit for bringing appeal), omit—

- (a) paragraph (1)(a), (b) and (d); and
- (b) paragraph (3)(a), (b) and (c).

(6) Omit regulation 10 (action on receipt of notice of appeal).

(7) In regulation 11 (written representations)—

- (a) omit paragraph (1)(a);
- (b) in paragraph (1)(b), omit “in all other cases”;
- (c) omit paragraph (3); and
- (d) in paragraph (4)(b), for “(1) to (3)” substitute “(1) and (2)”.

(8) In regulation 12 (hearings)—

- (a) in paragraph (1)—
  - (i) omit “91 or”, and
  - (ii) omit “appeals in respect of consents under Chapter II of Part III and”;
- (b) omit paragraphs (2) and (5);
- (c) in paragraph (3), for “paragraphs (1) and (2)” substitute “paragraph (1)”; and
- (d) in paragraph (6), for sub-paragraphs (a) to (c) substitute—
  - “(a) the appellant; and

---

(1) S.I. 1996/2971.

- (b) the Agency.”.
- (9) In regulation 13(2) (notification of determination)—
  - (a) in sub-paragraph (a), omit “and to any persons required under regulation 10(1)(b)(ii) to be notified of the appeal;” and
  - (b) in sub-paragraph (b), omit “to any other person who made representations to the Secretary of State under regulation 10 and”.
- (10) Omit regulation 14 (consents for discharges by the Agency).
- (11) In regulation 15 (pollution control registers)—
  - (a) omit paragraphs (b), (c), (f), (g), (h), (k) and (l); and
  - (b) in paragraph (i)—
    - (i) omit “notices of appeal under section 91 of that Act,” and
    - (ii) omit “representations made under regulation 10,”.
- (12) In regulation 16 (particulars on register)—
  - (a) in paragraph (1), omit “and paragraph (2) below”; and
  - (b) omit paragraphs (1)(a) and (b) and (2).
- (13) In regulation 17(2) (period after which information may be removed from register), for “, (e) or (l)” substitute “or (e)”.
- (14) Omit Schedule 1 (discharge consents without applications) and Schedule 2 (discharge consents for the Agency).