

*Changes to legislation: There are currently no known outstanding effects for the Channel Tunnel Act 1987, Paragraph 2. (See end of Document for details)*

### SCHEDULE 3

#### PLANNING PERMISSION

##### *Scheme of operation for authorised development*

- 2 Any authorised development shall be carried out in accordance with a scheme of operation consisting of the arrangements with respect to the matters mentioned in the left-hand column of the following table which the appropriate planning authority have, at the request of the Concessionaires, for the time being approved as the arrangements which are to be adopted in carrying out the development to which the scheme relates.

The only grounds on which the authority may refuse to approve arrangements with respect to any matter so mentioned (including arrangements modifying or replacing any arrangements previously approved) are—

- (a) that the arrangements relate to development which, for the purposes of regulating the matter in question, ought to and can reasonably be considered in conjunction with other authorised development which is to be carried out in the authority's area; and
- (b) the ground specified in relation to that matter in the right-hand column of the table.

##### The Table

<b>Matters</b>	<b>Grounds</b>
The sites, other than sea bed sites, from which any minerals and aggregates required for carrying out the development are to be obtained.	That the arrangements ought to be modified—  (a) to control the depletion of mineral resources in the authority's area;  (b) to prevent or reduce prejudicial effects on the free flow of traffic in their area ; or  (c) to preserve the amenity of their area or in the interests of nature conservation ;  and are reasonably capable of being so modified.
The means and routes by which any minerals, aggregates, bulk materials other than minerals or aggregates and tunnel lining segments so required are to be transported to construction and storage sites within the limits of land to be acquired.	That the arrangements ought to be modified—

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	<p>(a) to prevent or reduce prejudicial effects on the free flow of traffic in their area ; or</p> <p>(b) to preserve the amenity of their area or in the interests of nature conservation;</p> <p>and are reasonably capable of being so modified.</p>
<p>The handling during removal, storage and re-use of any topsoil removed in the course of carrying out the development.</p>	<p>That the arrangements ought to be modified to ensure that the topsoil remains in good condition and are reasonably capable of being so modified.</p>
<p>The sites, within the limits of land to be acquired, at which any minerals and aggregates required for carrying out the development are to be stored until used.</p>	<p>That the arrangements ought to be modified to preserve the amenity of the neighbourhood or in the interests of nature conservation or of the preservation of a site of archaeological or historic interest and are reasonably capable of being so modified.</p>
<p>The sites, within those limits, at which any topsoil removed in the course of carrying out the development is to be stored until re-used.</p>	<p>(Note: This ground applies in relation to the matters mentioned in all succeeding entries in the left-hand column of this table.)</p>
<p>The hours during which, and the days on which, work is to be carried out within those limits for the purpose of carrying out the development.</p>	
<p>The suppression of noise and dust caused by any operations carried on within those limits for the purpose of carrying out the development.</p>	
<p>The measures to be taken within those limits to prevent mud being carried on to any highway as a result of carrying out the development.</p>	
<p>The use within those limits of artificial lighting for the purpose of carrying out the development.</p>	
<p>The sites, within those limits, which are to be used for camps for the accommodation of persons</p>	

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engaged in carrying out the development.

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In this paragraph “the appropriate planning authority” means, in relation to the first two matters mentioned in the left-hand column of the table, the county planning authority, and otherwise the district planning authority.

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