

STATUTORY INSTRUMENTS

2006 No. 2522

**The Environmental Impact Assessment
(Agriculture) (England) (No.2) Regulations 2006**

PART 6

Final Provisions

**Amendment of the Common Agricultural Policy Single Payment and Support Schemes
(Cross-compliance) (England) Regulations 2005**

^{F1}37.

Textual Amendments

F1 [Reg. 37](#) revoked (1.1.2010) by [The Agriculture \(Cross compliance\) Regulations 2009 \(S.I. 2009/3264\)](#),
[regs. 1, 8, Sch. 3](#)

[^{F2}Review

- 37A.**—(1) The Secretary of State must, from time to time—
- (a) carry out a review of the regulatory provision contained in these Regulations, and
 - (b) publish a report setting out the conclusions of the review.
- (2) The first report must be published before 16th May 2022.
- (3) Subsequent reports must be published at intervals not exceeding 5 years.
- (4) Section 30(3) of the Small Business, Enterprise and Employment Act 2015 requires that a review carried out under this regulation must, so far as is reasonable, have regard to how the EIA Directive is implemented in other member States.
- (5) Section 30(4) of the Small Business, Enterprise and Employment Act 2015 requires that a report published under this regulation must, in particular—
- (a) set out the objectives intended to be achieved by the regulatory provision referred to in paragraph (1)(a),
 - (b) assess the extent to which those objectives are achieved,
 - (c) assess whether those objectives remain appropriate, and
 - (d) if those objectives remain appropriate, assess the extent to which they could be achieved in another way which involves less onerous regulatory provision.
- (6) In this regulation, “regulatory provision” has the same meaning as in sections 28 to 32 of the Small Business, Enterprise and Employment Act 2015 (see section 32 of that Act).]

Textual Amendments

- F2** Reg. 37A inserted (16.5.2017) by The Environmental Impact Assessment (Agriculture) (England) (No. 2) (Amendment) Regulations 2017 (S.I. 2017/593), regs. 1(1), **16** (with reg. 19)

Revocations

- 38.** The following Regulations are revoked—
- (a) the Environmental Impact Assessment (Uncultivated Land and Semi-Natural Areas) (England) Regulations 2001**(1)**; and
 - (b) the Environmental Impact Assessment (Uncultivated Land and Semi-Natural Areas) (England) (Amendment) Regulations 2005**(2)**;
 - (c) the Environmental Impact Assessment (Agriculture) (England) Regulations 2006**(3)**.

Commencement Information

- I1** Reg. 38(a)(b) in force at 10.10.2006, see **reg. 1(2)**
I2 Reg. 38(c) in force at 30.9.2006, see **reg. 1(2)**

Transitional provisions

39.—(1) This regulation provides for the treatment of certain notices served under the Environmental Impact Assessment (Uncultivated Land and Semi-Natural Areas) (England) Regulations 2001 (“the 2001 Regulations”).

(2) Any stop notice served under regulation 22 of the 2001 Regulations is to be treated as though it was served under regulation **25** of these Regulations, and regulations **26**, **29** and **30** of these Regulations apply to any enforcement action taken in respect of a breach of the notice.

(3) Subject to paragraph (4), any reinstatement notice served under regulation 24 of the 2001 Regulations is to be treated as though it was served as a remediation notice under regulation **27** of these Regulations, and regulations **28** to **30** apply to any enforcement action taken in respect of a breach of the notice.

(4) Nothing in paragraph (3) affects any appeal under regulation 24(3) of the 2001 Regulations brought before the coming into force of these Regulations.

Commencement Information

- I3** Reg. 39 in force at 10.10.2006, see **reg. 1(2)**

(1) S.I. 2001/3966, amended by S.I. 2005/1430.
(2) S.I. 2005/1430.
(3) S.I. 2006/2362.

Changes to legislation:

There are currently no known outstanding effects for the The Environmental Impact Assessment (Agriculture) (England) (No.2) Regulations 2006, PART 6.