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STATUTORY INSTRUMENTS

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**2010 No. 1001**

**The Air Quality Standards Regulations 2010**

**PART 1**

General

**[<sup>F1</sup> Interpretation**

- 2A.**—(1) When interpreting Directive [2008/50/EC](#) for the purposes of these Regulations—
- (a) Article 3(f) is to be read as if for “other Member States” there were substituted “ member States ”;
  - (b) in Annex 1—
    - (i) in section A, footnote (1) is to be read as if—
      - (aa) for “Member States” there were substituted “ the Secretary of State ”;
      - (bb) for “they” there were substituted “ the Secretary of State ”;
      - (cc) the words “to the Commission” were omitted;
    - (ii) section C is to be read as if—
      - (aa) at each place it occurs, a reference to “harmonised” there were substituted a reference to “designated”;
      - (bb) in paragraph 1, for “appropriate competent authorities and bodies designated pursuant to Article 3” there were substituted “ the Secretary of State ”;
      - (cc) in point (i), the words “pursuant to Articles 6 and 9” were omitted;
      - (dd) in point (iii), the words from “and that institutions” to the end of that point were omitted;
      - (ee) in point (iv), in the first sentence, the words from “by the appropriate” to “Article 3” were omitted;
      - (ff) in point (iv), in the first sentence, the words from “the reference to” to “the European Union” were omitted;
      - (gg) in point (iv), the second sentence, the words from “for the coordination” to “be responsible” were omitted;
      - (hh) points (v) and (vi) were omitted;
      - (ii) in paragraph 2 for “All reported data under Article 27” there were substituted “ all data ”;
  - (c) in Annex 2, in section B, the second paragraph is to be read as if for “Member States” there were substituted “ the Secretary of State ”;
  - (d) in Annex 3, in section A, paragraph 2(b) is to be read as if the words “In accordance with Article 2(1)” were omitted;

- (e) in Annex 5, in section A, footnotes (1) and (2) are to be read as if for “Member State”, in each place where the words occur, there were substituted “ the United Kingdom ”;
  - (f) in Annex 6, section B is to be read as if—
    - (i) in point 1—
      - (aa) for “A Member State” there were substituted “ the Secretary of State ”;
      - (bb) for “it” there were substituted “ the Secretary of State ”;
      - (cc) for “the Member State concerned” there were substituted “ the Secretary of State ”;
    - (ii) points 2, 3 and 4 were omitted;
  - (g) in Annex 8, in section A, the paragraph after the table is to be read as if after the words “in the Community” there were inserted “ in so far as it forms part of retained EU law ”.
- (2) When interpreting Directive [2004/107/EC](#) for the purposes of these Regulations—
- (a) in Annex 2, in section 2 (determination of exceedances of upper and lower assessment thresholds), the second paragraph is to be read as if for “Member States” there were substituted “ the Secretary of State ”;
  - (b) in Annex 3, in section 4, point (b) is to be read as if the words “as defined by Article 2(11) of Directive [96/61/EC](#)” were omitted;
  - (b) in Annex 4—
    - (i) in section I (data quality objectives), the fifth and sixth paragraphs are to be read as if—
      - (aa) for “Member State”, in each place where the words occur, there were substituted “ the Secretary of State ”;
      - (bb) for “they”, in each place where the words occur, there were substituted “ the Secretary of State ”;
  - (c) Annex 5 is to be read as if—
    - (i) in section 1 (reference method for the sampling and analysis of arsenic, cadmium and nickel in ambient air), in the second paragraph, for “A Member State” there were substituted “ The Secretary of State ”;
    - (ii) in section 2 (reference method for the sampling and analysis of polycyclic aromatic hydrocarbons in ambient air)—
      - (aa) in the first paragraph, for “Member States are allowed to” there were substituted “ the Secretary of State may ”;
      - (bb) in the second paragraph, for “A Member State” there were substituted “ The Secretary of State ”;
    - (iii) in section 3 (reference method for the sampling and analysis of mercury in ambient air), in the second paragraph, for “A Member State” there were substituted “ The Secretary of State ”;
    - (iv) section 5 were omitted.]

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#### Textual Amendments

- F1** [Reg. 2A](#) inserted (31.12.2020) by [The Air Quality \(Amendment of Domestic Regulations\) \(EU Exit\) Regulations 2019 \(S.I. 2019/74\)](#), regs. 2(b), **4(2)**; 2020 c. 1, Sch. 5 para. 1(1)

**Changes to legislation:**

There are currently no known outstanding effects for the The Air Quality Standards Regulations 2010, Section 2A.