
STATUTORY INSTRUMENTS

2010 No. 2221

**The Storage of Carbon Dioxide
(Licensing etc.) Regulations 2010**

Closure of storage site and post-closure period

Post-closure plan

13.—(1) Before applying for a storage permit, the licence-holder must draw up a proposed provisional post-closure plan that is—

- (a) based on best practice, and
- (b) in accordance with Annex II to the Directive.

(2) Before granting a storage permit, the authority must—

- (a) approve that proposed plan, or
- (b) require the operator to make such modifications to it as the authority (after consulting the operator) considers necessary,

and the provisional post-closure plan is the plan as so approved or modified.

(3) The authority may—

- (a) approve a proposed post-closure plan submitted to it for approval in accordance with paragraph 3(1) of Schedule 1, or
- (b) require the operator to make such modifications to it as the authority (after consulting the operator) considers necessary,

and the post-closure plan is the plan as so approved or modified.

(4) Where the authority is deemed to be the operator in accordance with regulation 12(5), the post-closure plan is the provisional post-closure plan with such modifications as the authority considers necessary.

Post-closure obligations

14. The closure of the storage site is without prejudice to the obligations of the operator—

- (a) under legislation [^{F1}which before [^{F2}IP completion day] implemented] Articles 5 to 8 of the Environmental Liability Directive, or

[^{F3}(b) relating to the offset of emissions which are leakage under climate change legislation (if any).]

Textual Amendments

- F1** Words in [reg. 14\(a\)](#) substituted (31.12.2020) by [The Storage of Carbon Dioxide \(Amendment and Power to Modify\) \(EU Exit\) Regulations 2019](#) (S.I. 2019/544), regs. 1(3), **2(8)(a)**; 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation: There are currently no known outstanding effects for the The Storage of Carbon Dioxide (Licensing etc.) Regulations 2010, Cross Heading: Closure of storage site and post-closure period. (See end of Document for details)

- F2** Words in reg. 14(a) substituted (12.12.2022) by The Storage of Carbon Dioxide (Amendment) (EU Exit) Regulations 2022 (S.I. 2022/1190), regs. 1, 7
- F3** Reg. 14(b) substituted (31.12.2020) by The Storage of Carbon Dioxide (Amendment and Power to Modify) (EU Exit) Regulations 2019 (S.I. 2019/544), regs. 1(3), **2(8)(b)**; 2020 c. 1, Sch. 5 para. 1(1)

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