
STATUTORY INSTRUMENTS

2010 No. 675

The Environmental Permitting
(England and Wales) Regulations 2010

PART 7

Miscellaneous provisions

Chapter 5

Savings and consequential provisions

Repeals

109.—(1) The enactments in Schedule 28 (repeals) are repealed to the extent specified.

(2) Despite its repeal by these Regulations, Schedule 10 to the 1991 Act continues in force, subject to the following modifications, insofar as it provides for the vesting of a discharge consent or groundwater permit on the death of the holder of a consent or permit—

- (a) a discharge consent or groundwater permit is taken to be an environmental permit authorising the carrying on of a stand-alone water discharge activity or stand-alone groundwater activity;
- (b) the holder of the consent or groundwater permit is taken to be the operator of the regulated facility;
- (c) the vesting of a consent or groundwater permit in a person on the death of the holder of a consent or groundwater permit is taken to be the granting of an environmental permit under these Regulations;
- (d) the person in whom a consent or groundwater permit vests is taken to be the operator of the regulated facility;
- (e) a making of a discharge is taken to be the carrying on of a water discharge activity or groundwater activity, whichever is applicable in the circumstances.

(3) Despite its repeal by these Regulations, section 88 of the 1991 Act continues in force so far as necessary for continuing to give effect to Schedule 10 to that Act.