
STATUTORY INSTRUMENTS

2013 No. 971

The Offshore Combustion Installations (Pollution Prevention and Control) Regulations 2013

PART 3

Variations of conditions in permits

Variation of conditions in permits [^{F1}for large combustion installations] following a review further to regulation 13(2)(c)

15.—(1) This regulation applies where the Secretary of State considers that a variation of the conditions in a permit [^{F2}which relates to the operation of a large combustion installation] is required further to a review of the conditions, where the review was undertaken (in whole or part) further to regulation 13(2)(c).

(2) The Secretary of State must make publicly available a notice which contains the matters in paragraph (3) (“variation notice”).

(3) The matters referred to in paragraph (2) are—

- (a) a copy of the intended variation of the conditions;
- (b) that representations by the operator and the public may be sent to the Secretary of State in respect of the variation;
- (c) where those representations are to be sent;
- (d) the date by which those representations must be received, which must be no earlier than 4 weeks after the variation notice is made public;
- (e) when the intended variation of the conditions is to take effect (“variation date”);
- (f) the possible decisions which may be made by the Secretary of State in response to representations; and
- (g) such other information as the Secretary of State considers relevant.

(4) Where the Secretary of State—

- (a) holds information which was not included in the variation notice; and
- (b) which the Secretary of State considers is relevant to the intended variation,

the Secretary of State must make publicly available as soon as possible a notice which contains the matters in paragraph (5) (“a supplemental notice”).

(5) The matters referred to in paragraph (4) are—

- (a) the additional information;
- (b) reference to the variation notice and any previous supplemental notice;
- (c) where those notices are publicly available; and
- (d) any amendment of—

- (i) the date by which representations from the operator and public must be received, which date must not be earlier than the date given for that purpose in the variation notice; or
 - (ii) the variation date.
- (6) The Secretary of State must take into account any representations from the operator and public received by the date set out in the variation notice or any supplemental notice.
- (7) The Secretary of State must—
- (a) give effect to a variation of the conditions in such amended form and on the variation date or such later date, as the Secretary of State considers appropriate; or
 - (b) withdraw the variation notice.
- (8) The Secretary of State must as soon as possible give notice of a decision under paragraph (7) to the operator and make that notice publicly available.

Textual Amendments

- F1** Words in [reg. 15](#) heading inserted (18.7.2018) by [The Offshore Combustion Installations \(Pollution Prevention and Control\) \(Amendment\) Regulations 2018 \(S.I. 2018/798\)](#), regs. 1, **23(a)**
- F2** Words in [reg. 15\(1\)](#) inserted (18.7.2018) by [The Offshore Combustion Installations \(Pollution Prevention and Control\) \(Amendment\) Regulations 2018 \(S.I. 2018/798\)](#), regs. 1, **23(b)**

Changes to legislation:

There are currently no known outstanding effects for the The Offshore Combustion Installations (Pollution Prevention and Control) Regulations 2013, Section 15.