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STATUTORY INSTRUMENTS

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**2016 No. 1154**

The Environmental Permitting  
(England and Wales) Regulations 2016

**PART 2**

Environmental permits

CHAPTER 1

Application to the Crown and requirement for an environmental permit

**Requirement for an environmental permit**

**12.—**(1) A person must not, except under and to the extent authorised by an environmental permit—

- (a) operate a regulated facility, or
- (b) cause or knowingly permit a water discharge activity or groundwater activity.

(2) Paragraph (1)(b) does not apply if the water discharge activity or groundwater activity is an exempt facility.

(3) In respect of a radioactive substances activity, paragraph (1) does not apply to a person to whom a radioactive substances exemption applies for that activity.

(4) Paragraph (5) applies to a person (“A”) who—

- (a) receives radioactive waste from another person (“B”) for the purposes of A disposing of that waste, and
- (b) subsequently disposes of that waste.

(5) Where this paragraph applies, A does not require an environmental permit—

- (a) for the receipt of waste from B, where B holds an environmental permit which allows B to dispose of the waste to A, or
- (b) for the subsequent disposal of that waste by A, where the waste is disposed of in accordance with the permit held by B.

**Status:**

Point in time view as at 01/01/2017. This version of this provision has been superseded.

**Changes to legislation:**

The Environmental Permitting (England and Wales) Regulations 2016, Section 12 is up to date with all changes known to be in force on or before 11 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.