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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.