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STATUTORY INSTRUMENTS

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**2016 No. 1190**

**AGRICULTURE, ENGLAND**  
**WATER, ENGLAND**

The Nitrate Pollution Prevention  
(Amendment) Regulations 2016

*Made* - - - - *6th December 2016*  
*Laid before Parliament* *8th December 2016*  
*Coming into force* - - *31st December 2016*

The Secretary of State makes these Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972 (“the 1972 Act”)(**1**).

The Secretary of State is a Minister designated for the purposes of section 2(2) of the 1972 Act in relation to the environment(**2**).

In accordance with Article 5(3) of Council [Directive 91/676/EEC](#) (concerning the protection of waters against pollution caused by nitrates from agricultural sources)(**3**), the Secretary of State has taken into account available scientific and technical data, mainly with reference to the respective nitrogen contributions originating from agricultural and other sources, and the environmental conditions of the nitrate vulnerable zones in England.

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(1) [1972 c.68](#). Section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act [2006 \(c.51\)](#) and by Part 1 of the Schedule to the European Union (Amendment) Act [2008 \(c.7\)](#).  
(2) [S.I. 2008/301](#).  
(3) OJ No L 375, 31.12.1991, p1, as last amended by Regulation [\(EC\) No 1137/2008](#) (OJ No L 311, 21.11.2008, p1).