

## SCHEDULE 5

Projects and works in Scotland and Northern Ireland: national defence exemptions

### PART 1

Projects and works in Northern Ireland

#### **Harbour Works (Environmental Impact Assessment) Regulations (Northern Ireland) 2003: national defence exemption**

2.—(1) The Secretary of State may direct that the 2003 Regulations do not apply to the Northern Ireland harbour works specified in the direction if satisfied—

- (a) the works have national defence as their sole purpose, and
- (b) the application of the 2003 Regulations to the works would have an adverse effect on the fulfilment of that purpose.

(2) The Secretary of State must, as soon as reasonably practicable after giving a direction under sub-paragraph (1), send a copy of the direction to the Department for Infrastructure in Northern Ireland.

(3) In this paragraph—

“the 2003 Regulations” means Harbour Works (Environmental Impact Assessment) Regulations (Northern Ireland) 2003;

“Northern Ireland harbour works” means proposed harbour works to which the 2003 Regulations apply (see regulation 3 of those Regulations).