

Directive 2011/92/EU of the European Parliament and of the Council of  
13 December 2011 on the assessment of the effects of certain public and  
private projects on the environment (codification) (Text with EEA relevance)

*Article 6*

[<sup>F1</sup> Member States shall take the measures necessary to ensure that the authorities likely to be concerned by the project by reason of their specific environmental responsibilities or local and regional competences are given an opportunity to express their opinion on the information supplied by the developer and on the request for development consent, taking into account, where appropriate, the cases referred to in Article 8a(3). To that end, Member States shall designate the authorities to be consulted, either in general terms or on a case-by-case basis. The information gathered pursuant to Article 5 shall be forwarded to those authorities. Detailed arrangements for consultation shall be laid down by the Member States.]

[<sup>F12</sup> In order to ensure the effective participation of the public concerned in the decision-making procedures, the public shall be informed electronically and by public notices or by other appropriate means, of the following matters early in the environmental decision-making procedures referred to in Article 2(2) and, at the latest, as soon as information can reasonably be provided:]

- a the request for development consent;
- b the fact that the project is subject to an environmental impact assessment procedure and, where relevant, the fact that Article 7 applies;
- c details of the competent authorities responsible for taking the decision, those from which relevant information can be obtained, those to which comments or questions can be submitted, and details of the time schedule for transmitting comments or questions;
- d the nature of possible decisions or, where there is one, the draft decision;
- e an indication of the availability of the information gathered pursuant to Article 5;
- f an indication of the times and places at which, and the means by which, the relevant information will be made available;
- g details of the arrangements for public participation made pursuant to paragraph 5 of this Article.

3 Member States shall ensure that, within reasonable time-frames, the following is made available to the public concerned:

- a any information gathered pursuant to Article 5;
- b in accordance with national legislation, the main reports and advice issued to the competent authority or authorities at the time when the public concerned is informed in accordance with paragraph 2 of this Article;
- c in accordance with the provisions of Directive 2003/4/EC of the European Parliament and of the Council of 28 January 2003 on public access to environmental information<sup>(1)</sup>, information other than that referred to in paragraph 2 of this Article which is relevant for the decision in accordance with Article 8 of this Directive and which only becomes available after the time the public concerned was informed in accordance with paragraph 2 of this Article.

4 The public concerned shall be given early and effective opportunities to participate in the environmental decision-making procedures referred to in Article 2(2) and shall, for that purpose, be entitled to express comments and opinions when all options are open to the competent authority or authorities before the decision on the request for development consent is taken.

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[<sup>F15</sup> The detailed arrangements for informing the public, for example by bill posting within a certain radius or publication in local newspapers, and for consulting the public concerned, for example by written submissions or by way of a public inquiry, shall be determined by the Member States. Member States shall take the necessary measures to ensure that the relevant information is electronically accessible to the public, through at least a central portal or easily accessible points of access, at the appropriate administrative level.]

[<sup>F16</sup> Reasonable time-frames for the different phases shall be provided for, allowing sufficient time for:

- a informing the authorities referred to in paragraph 1 and the public; and
- b the authorities referred to in paragraph 1 and the public concerned to prepare and participate effectively in the environmental decision-making, subject to the provisions of this Article.]

[<sup>F27</sup> The time-frames for consulting the public concerned on the environmental impact assessment report referred to in Article 5(1) shall not be shorter than 30 days.]

#### **Textual Amendments**

- F1** Substituted by [Directive 2014/52/EU of the European Parliament and of the Council of 16 April 2014 amending Directive 2011/92/EU on the assessment of the effects of certain public and private projects on the environment \(Text with EEA relevance\).](#)
- F2** Inserted by [Directive 2014/52/EU of the European Parliament and of the Council of 16 April 2014 amending Directive 2011/92/EU on the assessment of the effects of certain public and private projects on the environment \(Text with EEA relevance\).](#)

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(1) [OJ L 41, 14.2.2003, p. 26.](#)