

## SCHEDULE 4

### GRANT OF PERMITS

#### PART 3

##### NATIONAL SECURITY AND CONFIDENTIAL INFORMATION

20. The requirements of paragraph 5 of this Schedule shall not apply in so far as they would require the advertisement of information mentioned in paragraph 6 which is not to be included in the register by virtue of regulation 31 or 32.

21. Subject to paragraph 22, the requirements of paragraph 9(1)(b) (iv), (vii) and (viii) shall not apply in so far as they would require a person mentioned in any of those provisions to be given information which is not included in the register by virtue of regulation 31 or 32.

22. Paragraph 21 does not apply in relation to information which is not included in the register by virtue of regulation 32 in so far as—

- (a) in the case of a harbour authority, the information is about the release of any substance into a harbour managed by that person;
- (b) in the case of The Loughs Agency or Waterways Ireland the information is about the release of any substance into waters under the control of The Loughs Agency or Waterways Ireland, as the case may be;
- (c) in the case of a district council, the information is about the release of any substance into air, water or land.

23. Where a matter falls to be determined under regulation 31 or 32—

- (a) the period within which an advertisement is to be published under paragraph 5 shall be 28 days beginning 14 days after the day on which the matters to be determined under those regulations are finally disposed of;
- (b) the period for notification under paragraph 9(1) of this Schedule shall be the period of 14 days beginning 14 days after the day on which the matters to be determined under those regulations are finally disposed of.

24. For the purpose of paragraph 23, the matters to be determined under regulation 31 or 32 are finally disposed of—

- (a) in a case where the Secretary of State determines under regulation 31 whether or not information is to be included in the register, on the date on which the Secretary of State so determines;
- (b) in a case where the enforcing authority determines under regulation 32(2) or (5) that the information in question is commercially confidential, on the date of the enforcing authority's determination;
- (c) in a case where the enforcing authority determines under regulation 32(2) or (5) that the information in question is not commercially confidential, on the date on which the period for bringing an appeal expires without an appeal being brought or, if such an appeal is brought within that period, on the date of the final determination of the appeal by the Planning Appeals Commission or, as the case may be, the date on which the appeal is withdrawn.