

SCHEDULE 14

Regulation 35(2)(h)

SED installations

Application

1. This Schedule applies in relation to every SED installation.

Interpretation

- 2.—(1) In this Schedule—

“directly associated activity”, in relation to a SED activity, means an operation which—

- (a) has a technical connection with the SED activity,
- (b) is carried on on the same site as the SED activity, and
- (c) could have an effect on a discharge of volatile organic compounds into the environment;

“SED installation” means—

- (a) a stationary technical unit where one or more SED activities are carried on, and
- (b) any other location on the same site where any other directly associated activities are carried on; and

“the Solvent Emissions Directive” means Council Directive [1999/13/EC](#) on the limitation of emissions of volatile organic compounds due to the use of organic solvents in certain activities and installations⁽¹⁾.

- (2) When interpreting the Solvent Emissions Directive for the purposes of this Schedule—

- (a) an expression that is defined in Section 7 of Part 2 of Schedule 1 has the meaning given in that Section;
- (b) except where also defined in that Section or in this paragraph, an expression that is defined in Part 1 of these Regulations has the meaning given in that Part;
- (c) “authorisation” means environmental permit;
- (d) “emission” has the meaning given in the Solvent Emissions Directive;
- (e) “installation” means SED installation;
- (f) the competent authority is the regulator.

Exercise of relevant functions

- 3.—(1) The regulator must exercise its relevant functions so as to ensure compliance with the following provisions of the Solvent Emissions Directive—

- (a) Article 4(4);
- (b) Article 5, except for the last sentence of 5(3), and 5(13);
- (c) Article 7(2);
- (d) Article 8(1) to (4);
- (e) Article 9;
- (f) Article 10.

- (2) When interpreting the Solvent Emissions Directive for the purposes of this paragraph—

(1) OJ No L 85, 29.3.1999, p 1, as last amended by Directive [2008/112/EC](#) of the European Parliament and of the Council (OJ No L 345, 23.12.2008, p 72). There is 1 relevant corrigendum, OJ No L 240, 10.9.1999, p 24.

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Environmental Permitting (England and Wales) Regulations 2010 No. 675

- (a) in Article 5(1), ignore the words “either” and “or by general binding rules”;
- (b) in Article 7(2), ignore the words “and during the formulation of general binding rules”; and
- (c) in point 1 of Annex IIB, ignore the last sentence.