

SCHEDULE 10
CONSEQUENTIAL AMENDMENTS

PART 2:
SUBORDINATE LEGISLATION

The Environmental Protection (Prescribed Processes and Substances) Regulations 1991

24. After regulation 3 of the Environmental Protection (Prescribed Processes and Substances) Regulations 1991(1) insert—

“Exclusion of prescribed processes under control of the Pollution Prevention and Control (England and Wales) Regulations 2000

3A.—(1) Where a process which is being carried on under an authorisation requires a permit under the Pollution Prevention and Control (England and Wales) Regulations 2000 authorising the carrying on of that process in an installation or by means of mobile plant and an application is made (or deemed to have been made) under those Regulations for the permit, that process shall, from the determination date for the installation or mobile plant, as the case may be, no longer be taken to fall within a description in Schedule 1.

(2) Where a process which is not being carried on under an authorisation requires a permit under those Regulations authorising the carrying on of that process in an installation or by means of mobile plant, that process shall not be taken to fall within a description in Schedule 1 from the date on which the permit is required.

(3) In this regulation, “installation” and “mobile plant” have the meaning given in regulation 2(1) of the Pollution Prevention and Control (England and Wales) Regulations 2000 and “determination date” has the meaning given in Schedule 3 to those Regulations.”

(1) S.I.1991/472; to which there are amendments not relevant to these Regulations.