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STATUTORY INSTRUMENTS

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**2000 No. 3199**

**TRANSPORT AND WORKS**

**The Transport and Works (Assessment of Environmental Effects) Regulations 2000**

*Made* - - - - *5th December 2000*  
*Laid before Parliament* *11th December 2000*  
*Coming into force* - - *1st January 2001*

The Secretary of State for the Environment, Transport and the Regions, being a Minister designated<sup>(1)</sup> for the purposes of section 2(2) of the European Communities Act 1972<sup>(2)</sup> in relation to measures relating to the requirement for an assessment of the impact on the environment of projects likely to have significant effects on the environment, in exercise of the powers conferred by that section hereby makes the following Regulations:

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Transport and Works (Assessment of Environmental Effects) Regulations 2000 and shall come into force on 1st January 2001.

(2) In these Regulations—

“the Act” means the Transport and Works Act 1992<sup>(3)</sup>;

“the Rules” means the Transport and Works (Applications and Objections Procedure) (England and Wales) Rules 2000<sup>(4)</sup>.

**Amendment of the Transport and Works Act 1992**

2. In section 6A<sup>(5)</sup> of the Act after subsection (2) there shall be inserted—

“(3) “Member State” includes a state which is a contracting party to the Agreement on the European Economic Area signed at Oporto on 2nd May 1992, as adjusted by the Protocol signed at Brussels on 17th March 1993”.

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(1) S.I.1988/785.

(2) 1972 c. 68. By virtue of the amendment of section 1(2) of the European Communities Act 1972 by section 1 of the European Economic Area Act 1993 (c. 51) regulations may be made under section 2(2) of the European Communities Act to implement obligations created or arising by or under the Agreement on the European Economic Area signed at Oporto on 2nd May 1992 (Cm 2073) and the Protocol adjusting the Agreement signed at Brussels on 17th March 1993 (Cm 2183).

(3) 1992 c. 42.

(4) S.I. 2000/2190.

(5) Section 6A was inserted by S.I. 1998/2226.

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*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

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**Amendment of the Transport and Works (Applications and Objections Procedure) (England and Wales) Rules 2000**

3. In rule 4 of the Rules after the definition of “local planning authority” there shall be inserted—  
““Member State” includes a state which is a contracting party to the Agreement on the European Economic Area signed in Oporto on 2nd May 1992<sup>(6)</sup> as adjusted by the Protocol signed at Brussels on 17th March 1993<sup>(7)</sup>”

Signed by Authority of the Secretary of State for the Environment, Transport and the Regions

*Gus Macdonald*  
Minister of State  
Department of the Environment, Transport and  
the Regions

5th December 2000

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<sup>(6)</sup> Cm 2073.  
<sup>(7)</sup> Cm 2183.

## EXPLANATORY NOTE

*(This note is not part of the Order)*

These Regulations amend section 6A of the Transport and Works Act 1992 (“the Act”) by the insertion of a definition of Member State that includes states which are contracting parties to the Agreement on the European Economic Area as adjusted by the Protocol adjusting the Agreement. Decision No. 20/1999 of the European Economic Joint Committee requires such states to comply with Directive [85/337/EEC](#) as amended by [97/11/EC](#), which relate to the assessment of the effects of certain public and private projects on the environment.

These Regulations also amend the Transport and Works (Applications and Objections Procedure) (England and Wales) Rules 2000 by the insertion of a definition of Member State that includes states which are contracting parties to the Agreement on the European Economic Area as adjusted by the Protocol adjusting the Agreement.