
STATUTORY INSTRUMENTS

2009 No. 3042

The Flood Risk Regulations 2009

PART 5

EXCEPTIONS

Part 2: Environment Agency

32.—(1) Regulations 9(1)(b), 13 and 16 do not apply to the Environment Agency in relation to a river basin district if the Environment Agency determines before 22nd December 2010 that it will prepare a flood hazard map, a flood risk map and a flood risk management plan for the whole of the river basin district.

(2) Where paragraph (1) applies, these regulations have effect with the following modifications—

- (a) the reference in regulation 18 to each flood risk area identified by the Agency is a reference to the river basin district,
- (b) the reference in regulation 20(1) to flood risk areas is a reference to the river basin district,
- (c) regulation 20(2) is omitted, and
- (d) the reference in regulation 25 to each flood risk area identified by the Agency is a reference to the river basin district.

(3) Where paragraph (1) applies, the Environment Agency must review the decision whether—

- (a) to prepare a new flood hazard map, flood risk map and flood risk management plan for the river basin district, or
- (b) to prepare a preliminary assessment report for the district in accordance with Part 2 of these regulations.

(4) The first review must be completed before 22nd December 2017.

(5) Subsequent reviews must be carried out at intervals of no more than 6 years.

(6) Where the Agency prepares a preliminary assessment map and report following a review under this regulation—

- (a) Part 2 (apart from regulations 15(2) and 16(3) insofar as they relate to the report to be prepared by the Agency) shall apply to the Agency in relation to the district (and this regulation shall cease to apply), and
- (b) the first review of the preliminary assessment map and report under regulation 15 must be carried out no more than 6 years after the date on which the documents are published.