
STATUTORY INSTRUMENTS

2009 No. 3042

The Flood Risk Regulations 2009

PART 5

EXCEPTIONS

Part 2: lead local flood authorities

34.—(1) Part 2 does not apply to a lead local flood authority if the authority 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 its area.

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

- (a) the reference in regulation 19(1) to a relevant flood risk area is a reference to the authority's area,
- (b) the reference in regulation 20(1) to flood risk areas is a reference to the authority's area,
- (c) regulation 20(2) is omitted, and
- (d) the reference in regulation 26(1) to a relevant flood risk area is a reference to the authority's area.

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

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

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

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

(6) If the authority prepares a preliminary assessment report following a review under this regulation—

- (a) Part 2, apart from regulations 15(2) and 17(3), shall apply in relation to the lead local flood authority (and this regulation shall cease to apply),
- (b) the first review of the preliminary assessment report under regulation 17 must be carried out no more than 6 years after the date on which the report is published.