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STATUTORY INSTRUMENTS

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**2010 No. 675**

**The Environmental Permitting  
(England and Wales) Regulations 2010**

**PART 7**

Miscellaneous provisions

Chapter 3

Transitional provisions - former enactments

**Existing permits**

- 69.** On the coming into force of these Regulations an existing permit—
- (a) becomes an environmental permit authorising the operation of a regulated facility under these Regulations; and
  - (b) has effect subject to any conditions that applied to it at the relevant time.

**Site plans not required for existing permits**

- 70.** Regulation 14(4) does not apply in relation to a regulated facility—
- (a) authorised by an environmental permit by virtue of regulation 69(a); or
  - (b) authorised by an environmental permit granted on the determination of—
    - (i) a transitional application, or
    - (ii) an outstanding appeal.

**Review of existing groundwater permits**

**71.—**(1) Any environmental permit that, at the relevant time, was a permit within the meaning of the 2009 Regulations and was granted before the coming into force of those Regulations must be reviewed before 22nd December 2012.

(2) The regulator must on review assess compliance with the conditions of the permit.

(3) If the operator fails to comply with any condition of the permit, the regulator must take appropriate steps to ensure compliance.

**[<sup>F1</sup>Previously excluded radioactive material and radioactive waste**

**72A.—**(1) Paragraph (3) applies to a person (“A”) who was carrying on an activity (“the continuing activity”) described in paragraph (2) immediately before 1st October 2011 and who continues to carry on the activity on or after that date.

(2) The continuing activity referred to in paragraph (1) means an activity carried on by A—

- (a) in respect of a substance or article which—

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- (i) immediately before 1st October 2011 was not defined as radioactive material or radioactive waste; but
  - (ii) on that date became defined as radioactive material or radioactive waste by virtue of the amendments made to those definitions on that date (“the relevant amendments”);
- and
- (b) which on that date became a radioactive substances activity described in paragraph 11(2), (4) or (5) of Part 2 of Schedule 23 by virtue of the relevant amendments.
- (3) Where this paragraph applies, A is exempt from the requirement to hold an environmental permit in respect of the continuing activity until the end time set out in regulation 72C.

#### Textual Amendments

**F1** Regs. 72A-72D inserted (1.10.2011) by [The Environmental Permitting \(England and Wales\) \(Amendment\) Regulations 2011 \(S.I. 2011/2043\)](#), regs. 1(b), **11**

#### Previously exempt radioactive substances activities

**72B.**—(1) Paragraph (3) applies to a person (“A”) who was carrying on an activity (“the continuing activity”) described in paragraph (2) immediately before 1st October 2011 and who continues to carry on the activity on or after that date.

- (2) The continuing activity referred to in paragraph (1) means an activity—
  - (a) described in paragraph 11(2), (4) or (5) of Part 2 of Schedule 23; and
  - (b) in respect of which, immediately before 1st October 2011, A was exempted under regulation 72 (as in force at that time) from the requirement to hold an environmental permit (“the existing exemption”).
- (3) Where this paragraph applies, the existing exemption continues to apply to A until the time set out in paragraph (4), subject to any conditions which applied to that exemption.
- (4) The time referred to in paragraph (3) is—
  - (a) if A does not become exempt in respect of the continuing activity under a radioactive substances exemption before 1st April 2012, the end time set out in regulation 72C; or
  - (b) if A does become so exempt, the time at which the exemption begins to apply.

#### Textual Amendments

**F1** Regs. 72A-72D inserted (1.10.2011) by [The Environmental Permitting \(England and Wales\) \(Amendment\) Regulations 2011 \(S.I. 2011/2043\)](#), regs. 1(b), **11**

#### End time: regulations 72A and 72B

- 72C.**—(1) For the purposes of regulations 72A and 72B, the end time is—
- (a) where, before 1st April 2012, A makes a permit application—
    - (i) if that application is granted, the time of grant;
    - (ii) if that application is refused and—
      - (aa) A appeals against the refusal under regulation 31, the time at which the appeal is determined or withdrawn;

- (bb) A does not appeal against the refusal, the end of the day which is the final appeal date;
- or
- (b) where no such application is made, the earliest of—
- (i) 1st April 2012;
  - (ii) the time at which A ceases to carry on the continuing activity; or
  - (iii) for the purposes of regulation 72A only, the time a radioactive substances exemption first applies to A in respect of the continuing activity.
- (2) In paragraph (1)—
- “final appeal date” means the last day on which an appeal against a refusal to grant an environmental permit could have been brought under regulation 31, but not including any extension of the time limit for making an appeal allowed by the appropriate authority under paragraph 3(2) of Schedule 6; and
- “permit application” means—
- (a) an application for an environmental permit under regulation 13 in respect of (as applicable) the continuing activity under regulation 72A or 72B; or
  - (b) an application under regulation 20 for a variation of an existing environmental permit, in respect of the inclusion in the permit of that continuing activity.”.

#### Textual Amendments

- F1** Regs. 72A-72D inserted (1.10.2011) by [The Environmental Permitting \(England and Wales\) \(Amendment\) Regulations 2011 \(S.I. 2011/2043\)](#), regs. 1(b), **11**

#### Existing radioactive substances permits

- 72D.**—(1) Paragraph (4) applies to a person (“A”) who was carrying on an activity described in paragraph (2) (“the continuing excluded activity”) or paragraph (3) (“the continuing exempt activity”) immediately before 1st October 2011 and who—
- (a) continues to carry on that activity after that date; and
  - (b) holds an environmental permit in respect of the activity (“permit A”).
- (2) The continuing excluded activity referred to in paragraph (1) means an activity which—
- (a) was a radioactive substances activity immediately before 1st October 2011; but
  - (b) ceases to be such an activity on that date because it was carried on in respect of a substance or article which ceased to be defined as radioactive material or radioactive waste on that date by virtue of the amendments made to the definitions in these Regulations of radioactive material and radioactive waste on that date.
- (3) The continuing exempt activity referred to in paragraph (1) means an activity—
- (a) described in paragraph 11(2), 11(4) or 11(5) of Part 2 of Schedule 23 to these Regulations; and
  - (b) in respect of which A—
    - (i) immediately before 1st October 2011, was not exempt under regulation 72 (as it was in force at that time); but
    - (ii) is exempt under a radioactive substances exemption.

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(4) Where this paragraph applies, subject to paragraph (5), A may surrender any part of permit A that applies to the continuing excluded activity or the continuing exempt activity by notification to the regulator.

(5) A notification under paragraph (4) must be made to the regulator on or before 31st March 2012.

(6) Regulation 24(3) to (7) applies as if the notification were made under that regulation.]

**Textual Amendments**

**F1** Regs. 72A-72D inserted (1.10.2011) by [The Environmental Permitting \(England and Wales\) \(Amendment\) Regulations 2011 \(S.I. 2011/2043\)](#), regs. 1(b), **11**

**Radioactive substances exemption orders**

**F2**72. ....

**Textual Amendments**

**F2** [Reg. 72](#) revoked (1.10.2011) by [The Environmental Permitting \(England and Wales\) \(Amendment\) Regulations 2011 \(S.I. 2011/2043\)](#), regs. 1(b), **10** (with [reg. 18\(1\)](#))

**Exempt water discharge activities**

**73.**—(1) In this regulation, “small sewage effluent water discharge activity” means the discharge from a sewage treatment plant of 5 cubic metres per day or less of sewage effluent into inland freshwaters, coastal waters or relevant territorial waters.

(2) On the coming into force of these Regulations, a small sewage effluent water discharge activity authorised by an existing permit is taken to be an exempt facility.

**Exempt groundwater activities**

**74.**—(1) In this regulation, “small sewage effluent groundwater activity” means the discharge from a septic tank or sewage treatment plant of 2 cubic metres per day or less of sewage effluent that results in the input of pollutants to groundwater.

(2) On the coming into force of these Regulations, a small sewage effluent groundwater activity authorised by an existing permit is taken to be an exempt facility.

(3) From the coming into force of these Regulations until 1st January 2012, a person carrying on a groundwater activity taken to be an exempt facility under paragraph (2) does not require an environmental permit unless a notice is served on that person under paragraph 10 of Schedule 22 and has taken effect.

(4) From the coming into force of these Regulations until 1st January 2012, a small sewage effluent groundwater activity that, at the relevant time, was not authorised by an existing permit does not need to be authorised by an environmental permit or registered as an exempt facility unless—

- (a) a notice was served under the 2009 Regulations prohibiting the carrying on of the activity and that notice continues in effect under these Regulations; or
- (b) a notice under paragraph 10 of Schedule 22 is served on the person carrying on the activity and the notice has taken effect.

(5) A small sewage effluent groundwater activity that is begun after the coming into force of these Regulations does not need to be authorised by an environmental permit or registered as an exempt facility until 1st January 2012 unless a notice under paragraph 10 of Schedule 22 is served on the person carrying on the activity and the notice has taken effect.

(6) On and after 1st January 2012, a person must not carry on a small sewage effluent groundwater activity unless it is—

- (a) authorised by an environmental permit; or
- (b) registered as an exempt facility.

### **Transitional applications**

**75.**—(1) On the coming into force of these Regulations, a transitional application is taken to be an application for the grant, variation, transfer or surrender of an environmental permit.

(2) The application is taken to be made on the date the transitional application was made.

(3) Anything done under a former enactment in relation to a transitional application before the coming into force of these Regulations is taken to be done under these Regulations.

(4) The public participation provisions apply to a transitional application under a former enactment unless—

- (a) the transitional application relates to a radioactive substances activity; or
- (b) under the former enactment there was no requirement for public participation in the application process.

### **Transfer notices under former enactments**

**76.**—(1) On the coming into force of these Regulations, a transfer notice is taken to be a joint notification under regulation 21(4).

(2) The joint notification is taken to be made on the date the transfer notice was made.

(3) Anything done under a former enactment in relation to a transfer notice before the coming into force of these Regulations is taken to be done under these Regulations.

### **Existing notices under former enactments**

**77.** On the coming into force of these Regulations—

- (a) an existing notice given under section 86(1)(b) of the 1991 Act in relation to a discharge from a highway drain or a discharge into the waters of any lake or pond which are not inland freshwaters becomes an environmental permit and has effect subject to any conditions that applied to it at the relevant time;
- (b) any requirements imposed under an existing notice served under section 20 of the 1993 Act in relation to an existing authorisation or registration which becomes an environmental permit by virtue of regulation 69(a) are taken to be conditions of the environmental permit;
- (c) an existing notice served under section 90B of the 1991 Act<sup>M1</sup> or section 21 of the 1993 Act is taken to be an enforcement notice served under these Regulations;
- (d) an existing notice served under section 22 of the 1993 Act is taken to be a suspension notice served under these Regulations;
- (e) an existing notice served under regulation 18 of the 2009 Regulations prohibiting a course of action is taken to be a prohibition notice served under these Regulations; and
- (f) each of the following existing notices is taken to be a revocation notice served under these Regulations—

- (i) an existing notice served under paragraph 7(2)(a) of Schedule 10 to the 1991 Act (discharge consents),
- (ii) an existing notice served under regulation 16(5) of the 2009 Regulations (groundwater permits),
- (iii) an existing notice given under section 12(2)(a) of the 1993 Act (registrations) in relation to the cancellation of a registration,
- (iv) an existing notice given under section 17(3)(a) of the 1993 Act (authorisations) in relation to the revocation of an authorisation.

#### **Marginal Citations**

**M1** Section 90B was inserted by the Environment Act 1995, section 120 and Schedule 22, paragraph 142.

#### **Outstanding appeals against existing notices**

**78.**—(1) Any outstanding appeal made under a former enactment against an existing notice is taken to be made under these Regulations.

(2) A notice of appeal under Schedule 6 is taken to be given on the date the outstanding appeal was made under the former enactment.

(3) Anything done under the former enactment in relation to the outstanding appeal is taken to be done under these Regulations.

(4) The time limits in Schedule 6 for doing anything in relation to an appeal apply in relation to the outstanding appeal unless, in any case, a longer time limit applied under the former enactment, in which case that time limit applies.

#### **Appeals under these Regulations against existing notices**

**79.**—(1) An appeal may be made under these Regulations against an existing notice if, by the relevant time, the time for making an appeal under the former enactment had not expired.

(2) If an appeal is made under these Regulations against an existing notice, the applicable time limit for giving notice of appeal runs from the date the existing notice was served under the former enactment.

(3) In this regulation, the applicable time limit is—

- (a) the time limit in paragraph 3 of Schedule 6; or
- (b) if a longer time limit applied under the former enactment, that time limit.

#### **Decisions under former enactments**

**80.** A decision by a regulator or appropriate authority under a former enactment is taken to be made under these Regulations.

#### **Outstanding appeals against decisions under former enactments**

**81.**—(1) Any outstanding appeal made under a former enactment against a decision under that enactment is taken to be made under these Regulations.

(2) A notice of appeal under Schedule 6 is taken to be given on the date the outstanding appeal was made under the former enactment.

(3) Anything done under the former enactment in relation to the outstanding appeal is taken to be done under these Regulations.

(4) The time limits in Schedule 6 for doing anything in relation to an appeal apply in relation to the outstanding appeal unless, in any case, a longer time limit applied under the former enactment, in which case that time limit applies.

### **Appeals under these Regulations against decisions under former enactments**

**82.**—(1) An appeal may be made under these Regulations against a decision under a former enactment if, by the relevant time, the time for making an appeal under the former enactment had not expired.

(2) If an appeal is made under these Regulations against a decision made under a former enactment, the applicable time limit for giving notice of appeal runs from the date the decision under the former enactment was made.

(3) In this regulation, the applicable time limit is—

- (a) the time limit in paragraph 3 of Schedule 6; or
- (b) if a longer time limit applied under the former enactment, that time limit.

### **Existing directions under former enactments**

**83.** On the coming into force of these Regulations—

- (a) an existing direction given to the Agency by the Secretary of State under section 23(1) of the 1993 Act is taken to be given under regulation 61; and
- (b) an existing direction given to the Agency by the Secretary of State under section 24(1) of the 1993 Act is taken to be given under regulation 62.

### **Public registers under former enactments**

**84.**—(1) On the coming into force of these Regulations, the following information is taken to be information contained on a public register under these Regulations—

- (a) any information that, at the relevant time—
  - (i) was kept under section 39 of the 1993 Act, and
  - (ii) was publicly available;
- (b) any information in relation to discharge consents or groundwater permits that, at the relevant time, was kept under section 190 of the 1991 Act.

(2) The following decisions are taken to be final confidentiality decisions for the purposes of Part 5—

- (a) a decision by the Agency under section 191B of the 1991 Act <sup>M2</sup> that information is commercially confidential in relation to any person;
- (b) a decision by the Agency under section 39(1) of the 1993 Act not to disclose information relating to any relevant process or trade secret.

(3) For the purposes of regulation 55, a final confidentiality decision by virtue of paragraph (2) is taken to be made on the coming into force of these Regulations.

(4) The following directions are taken to be given under regulation 47(1)—

- (a) a direction given under section 191A of the 1991 Act <sup>M3</sup>;
- (b) a direction given under section 25 of the 1993 Act.

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(5) A notification by the Agency under section 191A(3) of the 1991 Act is taken to be a notification under regulation 47(2).

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**Marginal Citations**

- M2** Section 191B was inserted by the [Environment Act 1995 \(c. 25\)](#), [section 120](#) and Schedule 22, paragraph 170.
- M3** Section 191A was inserted by the [Environment Act 1995 \(c. 25\)](#), [section 120](#) and Schedule 22, paragraph 170.

**Recovery of expenses for disposal of radioactive waste**

**85.**—(1) If, before the coming into force of these Regulations, the regulator disposed of radioactive waste in the exercise of its powers under section 30 of the 1993 Act but did not recover all expenses reasonably incurred by it under that section, the regulator may recover expenses under paragraph 4(2) of Part 3 of Schedule 23 to these Regulations.

(2) If, before the coming into force of these Regulations, the regulator disposed of radioactive waste in the exercise of its powers under section 30A of the 1993 Act <sup>M4</sup> but did not recover all expenses reasonably incurred by it under that section, the regulator may recover expenses under paragraph 8(2) of Part 4 of Schedule 23 to these Regulations.

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**Marginal Citations**

- M4** Section 30A was inserted by [S.I. 2005/2686](#).



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**Changes and effects yet to be applied to :**

- Regulations excluded by [S.I. 2016/853 art. 3\(1\)\(a\)](#)
- Regulations excluded by [S.I. 2016/880 art. 6\(2\)\(a\)](#)
- Regulations excluded by [S.I. 2020/706 art. 7\(3\)\(a\)](#)
- Regulations excluded in part by [S.I. 2016/844 art. 3\(1\)\(a\)](#)
- Regulations modified by [2014 c. 20 Sch. 1 para. 6](#)
- Regulations revoked in part by [S.I. 2016/1154 Sch. 28](#)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Pt. 7 Ch. 1A inserted by [S.I. 2012/630 reg. 9](#)
- Pt. 7 Ch. 6 inserted by [S.I. 2012/630 reg. 11](#)
- Sch. 1 Pt. 2 Section 1.1 para. 1A inserted by [S.I. 2015/918 reg. 4\(2\)](#)
- Sch. 1 Pt. 1 para. 3(g) and word inserted by [S.I. 2013/390 reg. 19\(4\)\(c\)](#)
- Sch. 1 Pt. 1 para. 6(2)(a) omitted by [S.I. 2013/390 reg. 19\(6\)](#)
- Sch. 1 Pt. 1 para. 3(f) word omitted by [S.I. 2013/390 reg. 19\(4\)\(c\)](#)
- Sch. 1 Pt. 1 para. 2(2)(3) words omitted by [S.I. 2013/390 reg. 19\(3\)](#)
- Sch. 1 Pt. 2 s. 1.2(2) substituted by [S.I. 2011/2933 reg. 2\(3\)\(d\)](#)
- Sch. 1 Pt. 2 s. 1.2 words inserted by [S.I. 2011/2933 reg. 2\(2\)\(b\)](#)
- Sch. 1 Pt. 2 s. 1.2 words inserted by [S.I. 2011/2933 reg. 2\(3\)\(c\)](#)
- Sch. 1 Pt. 2 s. 1.2 words substituted by [S.I. 2011/2933 reg. 2\(2\)\(a\)](#)
- Sch. 1 Pt. 2 s. 1.2 words substituted by [S.I. 2011/2933 reg. 2\(3\)\(a\)](#)
- Sch. 1 Pt. 2 s. 1.2 words substituted by [S.I. 2011/2933 reg. 2\(3\)\(b\)](#)
- Sch. 2 para. 2(6) added by [S.I. 2016/475 reg. 23\(3\)](#)
- Sch. 2 para. 5(b)(iii) inserted by [S.I. 2014/255 reg. 12\(c\)](#)
- Sch. 2 para. 1(2)(3) inserted by [S.I. 2014/2852 reg. 9\(a\)\(ii\)](#)
- Sch. 2 para. 4A inserted by [S.I. 2014/2852 reg. 9\(d\)](#)
- Sch. 2 para. 5A inserted by [S.I. 2014/2852 reg. 9\(f\)](#)
- Sch. 2 para. 5B inserted by [S.I. 2016/475 reg. 23\(4\)](#)
- Sch. 2 para. 6(2A) inserted by [S.I. 2016/475 reg. 23\(5\)](#)
- Sch. 2 Pt. 1 para. 11A inserted by [S.I. 2013/755 Sch. 4 para. 385](#)
- Sch. 3 Pt. 4 added by [S.I. 2016/475 Sch. 1](#)
- Sch. 3 Pt. 1 Ch. 3 Section 2 para. 16(2) Table entry inserted by [S.I. 2012/630 reg. 13\(3\)\(d\)\(ii\)](#)
- Sch. 3 Pt. 1 Ch. 3 Section 2 para. 23(2) Table 1 entry inserted by [S.I. 2012/630 reg. 13\(3\)\(f\)](#)
- Sch. 3 Pt. 1 Ch. 3 Section 2 para. 24(2) Table entry inserted by [S.I. 2012/630 reg. 13\(3\)\(g\)](#)
- Sch. 3 Pt. 1 Ch. 3 Section 2 para. 25(2) Table entry inserted by [S.I. 2012/630 reg. 13\(3\)\(g\)](#)
- Sch. 3 Pt. 1 Ch. 3 Section 2 para. 30(2) Table entry inserted by [S.I. 2012/630 reg. 13\(3\)\(i\)](#)
- Sch. 3 Pt. 1 Ch. 3 Section 2 para. 27(4) inserted by [S.I. 2012/630 reg. 13\(3\)\(h\)\(ii\)](#)
- Sch. 3 Pt. 1 Ch. 2 Section 1 para. 3(d) inserted by [S.I. 2013/390 reg. 45\(a\)](#)
- Sch. 3 Pt. 1 Ch. 6 Section 6.8 para. 1(g) revoked by [S.I. 2011/600 Sch. 3](#) (This amendment not applied to legislation.gov.uk. [S.I. 2011/600](#) is revoked and the

- provisions revoked by those Regulations are revived by S.I. 2011/2377, reg. 28(1)(2))
- Sch. 3 Pt. 1 Ch. 6 Section 6.8 para. 1(i) revoked by [S.I. 2011/600 Sch. 3](#) (This amendment not applied to legislation.gov.uk. S.I. 2011/600 is revoked and the provisions revoked by those Regulations are revived by S.I. 2011/2377, reg. 28(1)(2))
  - Sch. 3 Pt. 1 Ch. 2 Section 2 para. 1(2) Table 2 substituted by [S.I. 2012/630 reg. 13\(2\)\(a\)](#)
  - Sch. 3 Pt. 1 Ch. 2 Section 2 para. 8(2) Table substituted by [S.I. 2012/630 reg. 13\(2\)\(b\)](#)
  - Sch. 3 Pt. 1 Ch. 2 Section 2 para. 16(4) substituted by [S.I. 2012/630 reg. 13\(2\)\(f\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 11(1) substituted by [S.I. 2012/630 reg. 13\(3\)\(c\)\(i\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 11(3)(f) substituted by [S.I. 2012/630 reg. 13\(3\)\(c\)\(ii\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 16 Title substituted by [S.I. 2012/630 reg. 13\(3\)\(d\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 19 Title substituted by [S.I. 2012/630 reg. 13\(3\)\(e\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 27 Title substituted by [S.I. 2012/630 reg. 13\(3\)\(h\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 27(3)(d) substituted by [S.I. 2012/630 reg. 13\(3\)\(h\)\(i\)](#)
  - Sch. 3 Pt. 1 Ch. 4 Section 2 para. 6(2) substituted by [S.I. 2013/390 reg. 45\(b\)\(ii\)](#)
  - Sch. 3 Pt. 1 Ch. 3 section 2 para. 1(5) substituted by [S.I. 2015/1360 reg. 7\(3\)\(b\)\(i\)\(bb\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. T22(4) substituted by [S.I. 2011/2377 Sch. 2 para. 17\(7\)\(b\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. T22(4) substituted by [S.I. 2011/600 Sch. 2 para. 54](#) (This amendment not applied to legislation.gov.uk. S.I. 2011/600 is revoked and the amendments made by Sch. 2 thereof are undone by S.I. 2011/2377, reg. 28(1)(3))
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 1(5) substituted by [S.I. 2015/1417 reg. 4\(5\)\(a\)\(ii\)](#)
  - Sch. 3 Pt. 1 Ch. 2 Section 2 para. 8(3)(d)(e) substituted for Sch. 3 Pt. 1 Ch. 2 Section 2 para. 8(3)(d) by [S.I. 2012/630 reg. 13\(2\)\(c\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 19(3)(a)(aa) substituted for Sch. 3 Pt. 1 Ch. 3 Section 2 para. 19(3)(a) by [S.I. 2012/630 reg. 13\(3\)\(e\)\(ii\)](#)
  - Sch. 3 Pt. 1 Ch. 5 Section 2 para. 1(3)(d)-(f) substituted for Sch. 3 Pt. 1 Ch. 5 Section 2 para. 1(3)(d)(e) by [S.I. 2012/630 reg. 13\(4\)](#)
  - Sch. 3 Pt. 1 Ch. 2 Section 2 para. 10(2) Table word substituted by [S.I. 2012/630 reg. 13\(2\)\(d\)\(ii\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 6(2) Table word substituted by [S.I. 2012/630 reg. 13\(3\)\(b\)](#)
  - Sch. 3 Pt. 1 Ch. 2 Section 2 para. 10(3)(f) words added by [S.I. 2012/630 reg. 13\(2\)\(e\)](#)
  - Sch. 3 Pt. 1 Ch. 2 Section 2 para. 10(2) table words inserted by [S.I. 2012/630 reg. 13\(2\)\(d\)\(i\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 16(1) words inserted by [S.I. 2012/630 reg. 13\(3\)\(d\)\(i\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 19(1) words inserted by [S.I. 2012/630 reg. 13\(3\)\(e\)\(i\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 5(2) Table words substituted by [S.I. 2012/630 reg. 13\(3\)\(a\)\(i\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 5(2) Table words substituted by [S.I. 2012/630 reg. 13\(3\)\(a\)\(ii\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 5(2) Table words substituted by [S.I. 2012/630 reg. 13\(3\)\(a\)\(iii\)](#)
  - Sch. 3 Pt. 1 Ch. 3 Section 2 para. 16(3)(a) words substituted by [S.I. 2012/630 reg. 13\(3\)\(d\)\(iii\)](#)
  - Sch. 3 Pt. 1 Ch. 4 Section 2 para. 6(1) words substituted by [S.I. 2013/390 reg. 45\(b\)\(i\)](#)
  - Sch. 3 Pt. 1 Ch. 4 Section 2 para. 6(4)(a) words substituted by [S.I. 2013/390 reg. 45\(b\)\(iii\)](#)

- Sch. 3 Pt. 1 Ch. 4 Section 2 para. 6(4)(b) words substituted by [S.I. 2013/390 reg. 45\(b\)\(iv\)](#)
- Sch. 3 Pt. 1 Ch. 3 section 2 para. 1(3)(e) words substituted by [S.I. 2015/1360 reg. 7\(3\)\(b\)\(i\)\(aa\)](#)
- Sch. 3 Pt. 1 Ch. 3 section 2 para. 15(2) table words substituted by [S.I. 2015/1360 reg. 7\(3\)\(b\)\(ii\)](#)
- Sch. 3 Pt. 1 Ch. 5 section 2 para. 1(2) table words substituted by [S.I. 2015/1360 reg. 7\(3\)\(c\)](#)
- Sch. 3 Pt. 1 Ch. 3 Section 2 para. T13(2) Table words substituted by [S.I. 2011/2377 Sch. 2 para. 17\(6\)](#) (note previous omission of words)
- Sch. 3 Pt. 1 Ch. 3 Section 2 para. T22(3)(b) words substituted by [S.I. 2011/2377 Sch. 2 para. 17\(7\)\(a\)](#) (note previous omission of para.)
- Sch. 3 Pt. 1 Ch. 3 Section 2 para. T13(2) words substituted by [S.I. 2011/600 Sch. 2 para. 53](#) (This amendment not applied to [legislation.gov.uk](#). [S.I. 2011/600](#) is revoked and the amendments made by Sch. 2 thereof are undone by [S.I. 2011/2377](#), reg. 28(1)(3))
- Sch. 3 Pt. 1 Ch. 3 Section 2 para. 1(3)(e) words substituted by [S.I. 2015/1417 reg. 4\(5\)\(a\)\(i\)](#)
- Sch. 3 Pt. 1 Ch. 3 Section 2 para. 11(3)(c) words substituted by [S.I. 2015/1417 reg. 4\(5\)\(b\)](#)
- Sch. 3 Pt. 1 Ch. 3 Section 2 para. 15(2) table words substituted by [S.I. 2015/1417 reg. 4\(5\)\(c\)](#)
- Sch. 3 Pt. 1 Ch. 5 Section 2 para. 1(2) table words substituted by [S.I. 2015/1417 reg. 4\(6\)](#)
- Sch. 3 Pt. 2 para. 2A inserted by [S.I. 2014/2852 reg. 10\(b\)](#)
- Sch. 3 Pt. 3 para. 4 inserted by [S.I. 2014/255 reg. 13](#)
- Sch. 3 Pt. 3 para. 3A inserted by [S.I. 2014/2852 reg. 11\(b\)](#)
- Sch. 5 para. 9(1A) inserted by [S.I. 2014/255 reg. 14\(b\)\(ii\)](#)
- Sch. 5 Pt. 1 para. 5(1)(e) and word added by [S.I. 2016/475 reg. 25\(3\)\(b\)](#)
- Sch. 5 Pt. 1 para. 5(4)(e) and word added by [S.I. 2016/475 reg. 25\(4\)\(b\)](#)
- Sch. 5 Pt. 1 para. 14(3) added by [S.I. 2016/475 reg. 25\(7\)](#)
- Sch. 5 Pt. 1 para. 20 inserted by [S.I. 2013/390 reg. 46\(7\)](#)
- Sch. 5 Pt. 1 para. 15(3)(aa) inserted by [S.I. 2016/475 reg. 25\(8\)](#)
- Sch. 5 Pt. 1 para. 16(3)(ba)(bb) inserted by [S.I. 2016/475 reg. 25\(9\)](#)
- Sch. 5 Pt. 1 para. 2(1)(b) substituted by [S.I. 2012/630 reg. 14\(c\)](#)
- Sch. 5 Pt. 1 para. 2(2)(3) substituted for Sch. 5 Pt. 1 para. 2(2) by [S.I. 2016/475 reg. 25\(2\)](#)
- Sch. 5 Pt. 1 para. 5(4) word omitted by [S.I. 2016/475 reg. 25\(4\)\(a\)](#)
- Sch. 5 Pt. 1 para. 14(1)(a) words inserted by [S.I. 2016/475 reg. 25\(6\)](#)
- Sch. 5 Pt. 1 para. 5(1)(c) words omitted by [S.I. 2013/390 reg. 46\(2\)](#)
- Sch. 5 Pt. 1 para. 5(5) words omitted by [S.I. 2013/390 reg. 46\(4\)\(b\)](#)
- Sch. 5 Pt. 1 para. 5(4)(d) words substituted by [S.I. 2013/390 reg. 46\(3\)](#)
- Sch. 5 Pt. 1 para. 5(5) words substituted by [S.I. 2013/390 reg. 46\(4\)\(a\)](#)
- Sch. 5 Pt. 1 para. 5(5) words substituted by [S.I. 2013/390 reg. 46\(4\)\(c\)](#)
- Sch. 5 Pt. 1 para. 10(4) words substituted by [S.I. 2013/390 reg. 46\(5\)\(a\)\(i\)](#)
- Sch. 5 Pt. 1 para. 10(4) words substituted by [S.I. 2013/390 reg. 46\(5\)\(a\)\(ii\)](#)
- Sch. 5 Pt. 1 para. 10(4) words substituted by [S.I. 2013/390 reg. 46\(5\)\(a\)\(iii\)](#)
- Sch. 5 Pt. 1 para. 10(5) words substituted by [S.I. 2013/390 reg. 46\(5\)\(b\)](#)
- Sch. 5 Pt. 1 para. 16(3)(d) words substituted by [S.I. 2013/390 reg. 46\(6\)](#)
- Sch. 5 Pt. 1 para. 13(3) words substituted by [S.I. 2016/475 reg. 25\(5\)](#)
- Sch. 7 para. 4(b) omitted by [S.I. 2013/390 reg. 47\(1\)\(d\)](#)
- Sch. 7A inserted by [S.I. 2013/390 reg. 47\(2\)](#)
- Sch. 8 para. 1A inserted by [S.I. 2015/918 reg. 5\(3\)](#)
- Sch. 8 para. 1(1) words inserted by [S.I. 2015/918 reg. 5\(2\)](#)
- Sch. 8A inserted by [S.I. 2015/918 reg. 6](#)
- Sch. 8A para. 11 heading inserted by [S.I. 2015/934 reg. 2\(a\)](#)
- Sch. 8A para. 11 words inserted by [S.I. 2015/934 reg. 2\(b\)](#)
- Sch. 9 para. 3(4)(c) and word inserted by [S.I. 2013/390 reg. 49\(4\)](#)

- Sch. 9 para. 3(3)(b)-(f) substituted for Sch. 9 para. 3(3)(b)(c) by S.I. 2013/390 reg. 49(3)
- Sch. 9 para. 3(2)(a) words omitted by S.I. 2013/390 reg. 49(2)
- Sch. 9A inserted by S.I. 2014/255 reg. 16Sch.
- Sch. 10 para. 5(4)(5) inserted by S.I. 2013/766 reg. 2(3)
- Sch. 13A inserted by S.I. 2013/390 reg. 50(2)
- Sch. 15A inserted by S.I. 2013/390 reg. 52(2)
- Sch. 17A inserted by S.I. 2013/390 reg. 53(2)
- Sch. 18 Pt. 2 para. 2 substituted by S.I. 2016/149 reg. 4
- Sch. 19 para. 3 inserted by S.I. 2014/255 reg. 18
- Sch. 23 Pt. 7 para. 25 Table 4 words inserted by S.I. 2012/630 reg. 16(4)(b)
- Sch. 23 Pt. 7 para. 10(1)(c) words omitted by S.I. 2012/630 reg. 16(4)(a)
- Sch. 23A inserted by S.I. 2015/324 reg. 2(4)Sch.
- Sch. 23A para. 1(1A) inserted by S.I. 2016/475 reg. 28
- Sch. 23ZA inserted by S.I. 2016/475 Sch. 2
- Sch. 24 para. 1(2)(ca) inserted by S.I. 2014/255 reg. 20(b)
- Sch. 26 para. 2 revoked by 2013 c. 32 Sch. 12 para. 30
- reg. 2(6) inserted by S.I. 2013/390 reg. 4(15)
- reg. 8(1)(h)(i) inserted by S.I. 2013/390 reg. 9(1)
- reg. 8(1)(j) added by S.I. 2016/475 reg. 6(1)
- reg. 8(2)(d) added by S.I. 2016/475 reg. 6(2)
- reg. 8(4)(e)(f) inserted by S.I. 2013/390 reg. 9(2)
- reg. 8(4)(g) added by S.I. 2016/475 reg. 6(3)
- reg. 9(g)(h) added by S.I. 2016/475 reg. 7
- reg. 12(6)(7) inserted by S.I. 2013/390 reg. 10
- reg. 17(2)(d) and word inserted by S.I. 2012/630 reg. 4(b)
- reg. 17(2)(ba) inserted by S.I. 2016/475 reg. 9(a)
- reg. 18(1)(aa) inserted by S.I. 2016/475 reg. 10
- reg. 19(b)-(d) substituted for reg. 19(b)(c) by S.I. 2012/630 reg. 5
- reg. 20(5)(c) and word inserted by S.I. 2014/255 reg. 4(b)
- reg. 20(7)(8) added by S.I. 2016/475 reg. 11
- reg. 21(6A) inserted by S.I. 2014/255 reg. 5(a)
- reg. 21(8) inserted by S.I. 2012/630 reg. 7(c)
- reg. 24(1)(d) added by S.I. 2016/475 reg. 13(a)
- reg. 24(1)(ba) inserted by S.I. 2014/255 reg. 6
- reg. 32(1)-(1C) substituted for reg. 32(1)-(1B) by S.I. 2014/255 reg. 8
- reg. 32(1A)(1B) inserted by S.I. 2013/755 Sch. 4 para. 377(3)
- reg. 32(2)(c)(d) inserted by S.I. 2013/390 reg. 13(1)(b)
- reg. 33(6)(aa) inserted by S.I. 2013/755 Sch. 4 para. 378(3)(b)
- reg. 35(2)(r) added by S.I. 2016/475 reg. 15(b)
- reg. 35(2)(ba) inserted by S.I. 2015/918 reg. 3
- reg. 35(2)(ca) inserted by S.I. 2014/255 reg. 9
- reg. 36(3A) inserted by S.I. 2016/475 reg. 16(b)
- reg. 36(4)-(6) substituted for reg. 36(4) by S.I. 2013/390 reg. 15(d)
- reg. 37(2A) inserted by S.I. 2016/475 reg. 17(b)
- reg. 37(3A) inserted by S.I. 2015/1756 reg. 3(a)
- reg. 37(3A) words inserted by S.I. 2016/475 reg. 17(c)
- reg. 37(3B) inserted by S.I. 2016/475 reg. 17(d)
- reg. 37(4)(a)(i)-(v) substituted for reg. 37(4)(a)(i)-(iii) by S.I. 2015/1756 reg. 3(b)(ii)
- reg. 37(7A) inserted by S.I. 2015/1756 reg. 3(c)
- reg. 39(1A) inserted by S.I. 2016/475 reg. 19(b)
- reg. 40(4)(5) inserted by S.I. 2013/390 reg. 16
- reg. 44A inserted by S.I. 2015/324 reg. 2(3)
- reg. 57(6) inserted by S.I. 2015/1756 reg. 5(c)
- reg. 57A inserted by S.I. 2016/475 reg. 21
- reg. 66A66B inserted by S.I. 2016/475 reg. 22

– reg. 108(2A) inserted by [S.I. 2013/755 Sch. 4 para. 383\(3\)](#)