
STATUTORY INSTRUMENTS

2011 No. 2305

**The Storage of Carbon Dioxide (Access
to Infrastructure) Regulations 2011**

Powers to require information and effect of notices

Requirements for consents

16.—(1) The use of infrastructure by any person in accordance with a right secured to that person by virtue of these regulations is not a contravention of—

- (a) section 14(1) of the Petroleum Act 1998; or
- (b) section 17(1) of the Energy Act 2008.

(2) Subject to paragraph (3), a modification notice requiring a person to carry out modifications authorises that person to carry out the modifications for the purposes of—

- (a) section 14(1) of the Petroleum Act 1998 (but nothing in Schedule 2 of that Act shall apply to such a notice);
- (b) section 1 of the Pipe-lines Act 1962⁽¹⁾;
- (c) section 31 of the Planning Act 2008;
- (d) section 17(2)(d) of the Energy Act 2008;
- (e) a storage permit under the Storage of Carbon Dioxide (Licensing etc.) Regulations 2010 or the Storage of Carbon Dioxide (Licensing etc.) (Scotland) Regulations 2010;
- (f) Part 3 of the Town and Country Planning Act 1990 or Part 3 of the Town and Country Planning (Scotland) Act 1997.

(3) Paragraph (2) does not apply to the extent that a modification notice has been varied by agreement pursuant to regulation 14(1).

Commencement Information

II Reg. 16 in force at 16.9.2011, see [reg. 1](#)

(1) Section 1 was amended by sections 37, 38 and 46 of the Criminal Justice Act 1982 (c. 48), section 36 of, and paragraphs 5 and 6 of Schedule 2 to, the Planning Act 2008 and by paragraph 2(2) of the Schedule to the Deregulation (Pipe-lines) Order 1999 (S.I. 1999/742) and paragraph 4 of the Schedule to the Planning and Compulsory Purchase Act 2004 (Corresponding Amendments) Order 2007 (S.I. 2007/1519).

Changes to legislation:

There are currently no known outstanding effects for the The Storage of Carbon Dioxide (Access to Infrastructure) Regulations 2011, Section 16.