



## Questionnaire on the Environmental Impact Assessment of Reserved Matters Applications

Instructions on how to complete this Questionnaire:

1. This questionnaire can be completed on your computer and emailed to [reservedmatters@doeni.gov.uk](mailto:reservedmatters@doeni.gov.uk) or printed and sent to the postal address below:

Robert Mackey  
Planning Service Headquarters  
3<sup>rd</sup> Floor  
Millennium House  
17-25 Great Victoria Street  
Belfast  
BT2 7BN

2. Completed questionnaires may also be sent by fax to (028) 9041 6960.
3. Completed questionnaires should be received by the Department no later than **11th February 2008**.

### Respondent Information

Name: ROBBIE MARSHALL

Title: DEVELOPMENT OFFICER

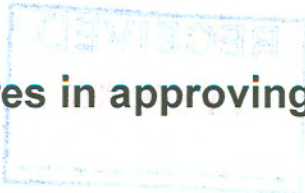
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## Mitigation Measures in approving a multi-stage consent

Q1A Do you agree with the Department's view that it should be possible at reserved matters stage to impose conditions relating to the project as a whole?

Yes

No

Q1B Please comment on your response to Q1A

Comments:

When it comes to the reserved matters stage there may well be different proposals <sup>than</sup> originally planned. It would therefore be ~~conceded~~ to be able to impose conditions if the project had changed.

Q2A Do you consider there is a risk that imposing such conditions could result in outline planning permission being revoked or modified as a consequence of significant environmental issues being identified at the reserved matters stage?

Yes

No

Q2B Please comment on your response to Q2A

Comments:

It is always possible that imposing conditions could result in outline planning permission being revoked. However it is up to planning to manage the issue properly. ~~at~~

## Proposed Amendments to the EIA Regulations

**Q3** Do you have any comments on the proposed amendments to regulation 2(2) of the 1999 EIA Regulations?

Comments:

The Federation believe it is important to ensure the correct controls are in place which is why the proposed amendments are being put forward.

**Q4A** Do you consider that the draft Planning (Environmental Impact Assessment) (Amendment) Regulations (Northern Ireland) 2008 as set out in this consultation paper implement appropriately the ECJ rulings of 4 May 2006 in the Barker case and in Commission v UK?

Yes

No

**Q4B** Please comment on your response to Q4A

Comments:

The Federation would reserve judgement on this question as it is considered unfair. The Federation are not a body responsible to make an interpretation of the law.

**Q5** Do you have any other comments on the draft regulations?

Comments:

No.

## Partial Regulatory Impact Assessment (Annex 5)

Q6 Do you have any comments on the compliance costs outlined in Annex 5?

Comments:

If a developer has to pay these costs it is up to them. They can always factor this into the final cost of the development.

Q7A Which option do you think should be implemented? (Please tick one box)

- Option 1: Do nothing
- Option 2: Amend Regulations

Q7B Please provide a reason for your choice of option at Q7A

Comments:

Government does not have any choice but to amend these regulations unless they wish to pay fines. Government have a duty to the taxpayers to ensure they are not paying fines and wasting money which could be put to better use.

Q8 Do you have any other comments on the Partial Regulatory Impact Assessment?

Comments:

No.