



## **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**

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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:

**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: The purpose of the EIA is to ensure that development does not have a negative impact on the environment. It is entirely appropriate that if significant environmental issues are identified, regardless of the stage of the permission, actions should be taken to mitigate the impacts. In extreme cases this may result in permissions being modified or even revoked. Rather than considering this a 'risk' such decisions should be seen as a demonstration of effective and appropriate legislation.

## 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:

**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

Comment:

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

Comments:

## **Partial Regulatory Impact Assessment (Annex 5)**

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

Comments: In relation to claims for compensation there is a need to manage risk in relation to both potential effects on the environment and financial risk to public funds.

**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:

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

Comments: