

## **Consultation Response Form**

# **Consultation on transposing the land use planning requirements of the Seveso III Directive on the control of major-accident hazards**

We want your views on our proposals to transpose the land-use planning requirements of the Seveso III Directive. The Health and Safety Executive lead on transposing the majority of the Directive's requirements across Great Britain. The Welsh Government is responsible for transposing the land use planning requirements of the Directive in Wales.

We propose to transpose the land use planning requirements of Seveso III by amending and updating the existing hazardous substances consent regime, and by ensuring that the aims of the Directive are taken into account in in planning policies and decisions

**Please submit your comments by 08/04/2015.**

If you have any queries on this consultation telephone 029 2082 5362.

### **Data Protection**

Any response you send us will be seen in full by Welsh Government staff dealing with the issues which this consultation is about. It may also be seen by other Welsh Government staff to help them plan future consultations.

The Welsh Government intends to publish a summary of the responses to this document. We may also publish responses in full. Normally, the name and address (or part of the address) of the person or organisation who sent the response are published with the response. This helps to show that the consultation was carried out properly. If you do not want your name or address published, please tell us this in writing when you send your response or tick the box at the end of this form. We will then blank them out.

Names or addresses we blank out might still get published later, though we do not think this would happen very often. The Freedom of Information Act 2000 and the Environmental Information Regulations 2004 allow the public to ask to see information held by many public bodies, including the Welsh Government. This includes information which has not been published. However, the law also allows us to withhold information in some circumstances. If anyone asks to see information we have withheld, we will have to decide whether to release it or not. If someone has asked for their name and address not to be published, that is an important fact we would take into account. However, there might sometimes be important reasons why we would have to reveal someone's name and address, even though they have asked for them not to be published. We would get in touch with the person and ask their views before we finally decided to reveal the information.

**Consultation on transposing the land use planning requirements of the Seveso III Directive on the control of major-accident hazards**

Consultation reference: WG24167

11/02/2015 – 08/04/2015		
<b>Name</b>	Andrew Gibbs	
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<b>Type</b> <i>(please select one from the following)</i>	Businesses/ Consultants	<input type="checkbox"/>
	Local Planning Authority	<input type="checkbox"/>
	Government Agency/Other Public Sector	<input checked="" type="checkbox"/>
	Professional Bodies/Interest Groups	<input type="checkbox"/>
	Voluntary sector (community groups, volunteers, self help groups, co-operatives, social enterprises, religious, and not for profit organisations)	<input type="checkbox"/>
	Other (other groups not listed above) or individual	<input type="checkbox"/>

**Delivering Seveso III objectives through land-use planning policies**

Q1	Do you agree with the proposed approach to deliver Seveso III objectives through land-use planning policies?	Yes	Yes (subject to further comment)	No
		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<p>Comments:  <b>Natural Resources Wales agree with the approach to delivering the Seveso III objectives through land-use planning policies.</b></p>				

**Planning controls on hazardous substances**

<b>Q2</b>	Do you agree with the principle of aligning the list of controlled hazardous substances which require hazardous substances consent with the Seveso III Directive subject to the exceptions for liquefied petroleum gas (LPG), liquefied natural gas (LNG) and hydrogen?	Yes	Yes (subject to further comment)	No
		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<p>Comments:  <b>Natural Resources Wales have no further comments.</b></p>				

<b>Q3a</b>	Do you agree with how we propose to implement controls on new establishments?	Yes	Yes (subject to further comment)	No
		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<p>Comments:  <b>Natural Resources Wales support the requirement for new establishments to hold a hazardous substances consent.</b></p>				

<b>Q3b</b>	Do you agree with our proposed amendments for modifications to establishments?	Yes	Yes (subject to further comment)	No
		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<p>Comments:  <b>Natural Resources Wales believe the requirements to notify the Competent Authority to assess the modifications provide the necessary level of control.</b></p>				

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<b>Q3c</b>	Do you agree with our proposals relating to how an application for consent is made?	Yes	Yes (subject to further comment)	No
		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<p>Comments:  <b>Natural Resources Wales support the proposals to provide clarity on information required to make changes to their hazardous substances consent.</b></p>				

<b>Q3d</b>	Do you agree with how we propose to address obligations on additional technical measures in relation to the environment?	Yes	Yes (subject to further comment)	No
		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<p>Comments:  <b>Natural Resources Wales support the proposal to keep the existing controls in place.</b></p>				

**Protecting areas around hazardous establishments**

<b>Q4</b>	Do you have any comments on the proposals for controlling development around establishments and the use of current arrangements to deliver protection to areas of natural sensitivity?	Yes	Yes (subject to further comment)	No
		<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<p>Comments:  <b>Natural Resources Wales support the use of the current arrangements to deliver protection to areas of natural sensitivity.</b></p>				

**Public participation and access to justice**

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<b>Q5</b>	Do you agree with how we propose of deliver Seveso III requirements on public participation on specific individual projects and on plans and programmes?	Yes	Yes (subject to further comment)	No
		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comments: <b>Natural Resources Wales have no further comments.</b>				

<b>Q6</b>	Do you have any additional comments on the consultation paper or the draft Regulations?	Yes	No
		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Comments: <b>Natural Resources Wales have no further comments</b>			

I do not want my name/or address published with my response (please tick)

**How to Respond**

**Please submit your comments in any of the following ways:**

<b>Email</b>
Please complete the consultation response form and send it to: <a href="mailto:planconsultations-j@wales.gsi.gov.uk">planconsultations-j@wales.gsi.gov.uk</a> (Please include “WG24167” in the subject line).
<b>Post</b>

Consultation reference: WG24167

Please complete the consultation form and send it to:

**Development Management Branch  
Planning Division  
Welsh Assembly Government  
Cathays Park  
Cardiff  
CF10 3NQ**

**Additional information**

If you have any queries on this consultation, please

Email: [planconsultations-j@wales.gsi.gov.uk](mailto:planconsultations-j@wales.gsi.gov.uk)

or

Telephone: Alan Groves on 029 2082 5362 or Owen Struthers on 029 2082 6430