EXPLANATORY MEMORANDUM TO

The Statutory Nuisances (Insects) Regulations (Northern Ireland) 2012

SR 2012 No. 36

1. Introduction

1.1. This Explanatory Memorandum has been prepared by the Department of the Environment to accompany the Statutory Rule (details above) which is laid before the Northern Ireland Assembly.

1.2. The Statutory Rule is made under section 63(11)(d) of the Clean Neighbourhoods and Environment Act (Northern Ireland) 2011 (the 2011 Act) and is subject to the negative resolution procedure.

2. Purpose

2.1 The Regulations prescribe land in respect of which payments are made under any of the land management schemes described in the Schedule to the Regulations.

3. Background

3.1 On 5 September 2011, the Department published proposals for draft guidance, and an associated draft Regulation, for district councils to deal more effectively with statutory nuisance, Part 7 of the 2011 Act sets out a definitive list of statutory nuisances and updates and clarifies the definitions of statutory nuisances in a number of minor respects.

3.2 The guidance is intended for district councils, particularly Environmental Health Officers who enforce statutory Nuisance legislation. .

4. Matters of Special Interest to the Environment Committee

4.1. None.

5. Consultation

5.1. The Department consulted on the proposed Regulations from 5 September to 25 November 2011.

6. Parity or Replicatory Measure

6.1. The Regulations replicate the relevant England and Wales provisions under the corresponding Act.

7. Equality Impact

7.1. Not applicable

8. Regulatory Impact

8.1. A regulatory impact assessment of the effect of the Clean Neighbourhoods and Environment Act (Northern Ireland) 2011 is available on the Department's website. A separate regulatory impact assessment has not been produced for these Regulations as they have no impact on the cost to business.

9. Financial Implications

9.1. The Regulations have no measurable financial implications.

10. Section 24 of the Northern Ireland Act 1998

10.1. The Regulations are considered compliant with Section 24 of the Northern Ireland Act 1998.

11. EU Implications

11.1. Not applicable

12. Additional Information

12.1. Not applicable