Strategic Infrastructure Development (SID)
Flowchart
(This flowchart gives a general indication of the stages involved in SID cases. However, procedures can vary depending on the particular type of SID involved)

Pre-application stage

Consultations
Prospective applicant requests pre-application consultations with Board.
Fee required

Board advises on proposed application, PP&SD², environmental issues and procedures. In 7th Schedule cases (private development), Board notifies applicant & planning authority (PA) if SID application can be made. (If application cannot be made, neither can Scoping request). Board costs are calculated.

Scoping
Prospective applicant may request Board to scope³ environmental impact statement (EIS). Fee required.

Application
Applicant publishes notice of application

Application and EIS⁴ and/or NIA submitted to Board. Fee required. Application made available for inspection / purchase

Board may refuse to deal with application if EIS inadequate or not in accordance with pre-application consultations or Regulations

For strategic gas cases, certificate from Minister for Communications, Energy and Natural Resources or Commission for Energy Regulation required.

Application Stage

In 7th Schedule cases, PA(s)⁵ submissions and Report generally within 10 weeks of making application⁶.

Submissions from public and others within time (minimum period of 6 weeks of public notice) and in correct format. Fee required

Board may request (further) information from any PA where development would have significant effects

Board may request information from any person / body

Board may hold meeting (before, after or instead of oral hearing) with applicant or any other person

continued over / ….
Board must seek observations from prescribed bodies in certain circumstances

Board may request further information from applicant including revised EIS and/or NIA

Where further information or revised EIS contains significant additional information on the environment, Board will make information available and invite further submissions

If development relates to IPPC\(^7\) / Waste matters, or Major Accidents Directive, seek observations from EPA\(^8\) or HSA\(^9\)

Board normally holds oral hearing

Board may indicate that it is considering a grant subject to submission of revised plans, information etc

Board has regard to usual matters e.g. PP&SD, EIA, AA, environment, national policies, national interest, development plans (may contravene), NSS\(^{10}\), RPGs\(^{11}\) etc

Statutory time objective of 18 weeks to decide cases applies from last day for receipt of submissions from public

Decision
Board may grant/approve all or part with/without modifications/conditions, or refuse. States main reasons and considerations. Issues decision to applicant and others involved.

Conditions may include community gain, section 48/49\(^{12}\), points of detail to be agreed\(^{13}\), statement of amount of costs to be paid.\(^{14}\)

Board may amend decision to correct clerical error or to clarify what it intended to convey. May invite submissions from relevant persons. Change may not result in material alteration to development as permitted/approved.

Developer may request alteration to development

Board considers whether alteration would be material or have significant effects on the environment. If not, makes decision.

If alteration is material, Board directs that information is made available to specified persons, class of persons or public, and seeks observations. Makes decision on request.

If alteration would have significant effects on the environment, general EIA provisions will apply including new EIS, public notice, fresh submissions from public etc.

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Post-decision stage

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7. Integrated pollution prevention and control.
8. Environmental Protection Agency.
11. Regional Planning Guidelines
12. Section 48/49 financial contribution conditions.
13. Only applies to 7th Schedule cases.
14. Must issue with 7th Schedule decision. In other cases, where it applies, it may issue at a later date.

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