



# CLIMATE IMPACT ASSESSMENT REGULATIONS 2023

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Statutory Document No. 2023/0323

*Climate Change Act 2021*

# CLIMATE IMPACT ASSESSMENT REGULATIONS 2023<sup>1</sup>

*Approved by Tynwald: 17 January 2024**Coming into operation in accordance with regulation 2*

The Council of Ministers, having consulted in accordance with section 35, makes the following Regulations under section 36 of the Climate Change Act 2021.

## 1 Title

These Regulations are the Climate Impact Assessment Regulations 2023.

## 2 Commencement

If approved by Tynwald, these Regulations come into operation on 1 January 2025<sup>1</sup>.

## 3 Interpretation

In these Regulations —

“**climate impact assessment tool**” means the electronic form to be used for the purposes of completing a climate impact assessment, the contents of which are set out in the Schedule;

“**public body**” means a public authority within the meaning of the Climate Change Act 2021.

## 4 Meaning of proposal

(1) In these Regulations “**proposal**” means —

- (a) a new action or activity of a public body; and
- (b) an existing action or activity of a public body that is subject to a material change as to the mode and mechanism of delivery by that, or another, public body.

<sup>1</sup>Tynwald procedure – approval required, in accordance with section 30(4) of the Climate Change Act 2021.

- (2) For the purpose of this Regulation, a decision taken actively or passively to continue an existing action or activity of a public body shall be deemed to be a proposal of that public body if it has not been reviewed as to mode and mechanisms of delivery by 31 March 2027.
- (3) Where a proposal is composed of multiple actions or activities, each action or activity is a proposal to which these Regulations apply.

## 5 Climate impact assessment preparation

- (1) A public body must prepare a climate impact assessment for any proposal that, in respect of its implementation, satisfies one or more of the following specified criteria —
  - (a) the proposal requires approval by —
    - (i) a Minister or political Member of that public body personally; or
    - (ii) a board, committee or other decision making group that includes a Minister or political Member of that public body;
  - (b) the proposal requires Treasury approval or concurrence in accordance with Isle of Man Government Financial Regulations as issued by the Treasury from time to time;
  - (c) the proposal requires, or creates changes to —
    - (i) spending;
    - (ii) allocation of funding; or
    - (iii) annual revenue;amounting to at least £100,000;
  - (d) the person or body responsible for approving the proposal requests a climate impact assessment.
- (2) Where it is required to prepare a climate impact assessment for a proposal, the relevant public body must not approve the proposal unless the climate impact assessment has been prepared within 12 months before the approval is granted.
- (3) A public body must use the climate impact assessment tool published by the Council of Ministers to prepare a climate impact assessment in electronic format.
- (4) Where a proposal is composed of multiple actions or activities a climate impact assessment must be prepared for every action and activity that satisfies one or more of the specified criteria by —
  - (a) preparing one climate impact assessment covering all of the relevant actions or activities where sufficient detail is available in relation to the actions or activities to be able to do so; or
  - (b) multiple climate impact assessments covering one or more of the relevant actions or activities.

## **6 Preparing and publishing a climate impact assessment**

- (1) A public body may prepare a climate impact assessment in respect of any proposal.
- (2) Subject to paragraph (3), a public body may choose not to prepare a climate impact assessment where the implementation of the proposal without delay is necessary to protect life or national security.
- (3) A public body must record in writing any decision taken to implement a proposal without a climate impact assessment where one would otherwise be required.
- (4) A public body may publish a climate impact assessment it has prepared.

## **7 Taking a climate impact assessment into account**

- (1) A person or body that is responsible for granting approval, on behalf of a public body, for a proposal must take the prepared climate impact assessment into account when making the decision to grant or withhold approval.
- (2) The content of a climate impact assessment must be considered but need not be determinative of the decision to grant or withhold approval for the proposal to which it relates.
- (3) This Regulation applies whether or not the climate impact assessment is required under paragraph (1) of Regulation 5.

**MADE 20 DECEMBER 2023**



## SCHEDULE

## CLIMATE IMPACT ASSESSMENT

[Regulation 3]

## CLIMATE IMPACT ASSESSMENT TOOL

Notes: All sections of the electronic form must be completed. The relevant listed columns in the Summary Report must be completed.

<b>Section 1: Proposal Details</b>
What is being assessed/name of proposal: <i>[free text]</i>
What type of proposal is being assessed: [Overarching programme or strategy] [Policy] [Legislation] [Project] [Event] [Other decision]
Enter a brief description of the proposal: <i>[free text]</i>
Name of public body and section/team (as applicable): <i>[free text]</i>
Who completed this assessment? <i>[free text]</i> Enter the names of anyone else who contributed to completing the assessment: <i>[free text]</i>
Date assessment completed: <i>[free text]</i>
Aims, objectives, anticipated outcomes of proposal: <i>[free text]</i>
List those responsible for implementing/delivering the proposal: <i>[free text]</i>
<b>Section 2: Environmental Impacts</b>
<b>1. Greenhouse Gases (“GHGs”)</b>
A. Please specify the impact your proposal will have on GHGs: [Significantly reduce GHGs released] [Slightly reduce GHGs released] [No impact/Not applicable] [Slightly increase GHGs released] [Significantly increase GHGs released]
B. Will this impact last beyond the delivery phase? [Yes] [No]
C. Will this have an impact beyond the intended delivery location? [Yes] [No]
D. Please explain why you have selected the above answers/detail expected impacts:

<i>[free text]</i>
<b>2. Air Quality</b>
A. Please specify the impact your proposal will have on air pollution: [Significantly decrease air pollutants] [Slightly decrease air pollutants] [No impact/Not applicable] [Slightly increase air pollutants] [Significantly increase air pollutants]
B. Will this impact last beyond the delivery phase? [Yes] [No]
C. Will this impact air quality beyond the intended delivery location? [Yes] [No]
D. Please explain why you have selected the above answers/detail expected impacts: <i>[free text]</i>
<b>3. Sustainable Transport</b>
A. Please specify the impact your proposal will have on sustainable transport: [Significantly encourage the use of sustainable transport] [Slightly encourage the use of sustainable transport] [Not applicable/No impact] [Slightly discourage the use of sustainable transport] [Significantly discourage the use of sustainable transport]
B. Will this impact last beyond the delivery phase? [Yes] [No]
C. Will this impact sustainable transport beyond the intended delivery location? [Yes] [No]
D. Please explain why you have selected the above answers/detail expected impacts: <i>[free text]</i>
<b>4. Land Use Change</b>
A. Please specify the impact your proposal will have on land use change: [Significant change to land use that increases positive impacts] [Slight change to land use that increases positive impacts] [Not applicable/No impact] [Slight change to land use that increases negative impacts] [Significant change to land use that increases negative impacts]
B. Will this impact last beyond the delivery phase? [Yes] [No]
C. Will this impact land use beyond the intended delivery location? [Yes] [No]
D. Please explain why you have selected the above answers/detail expected impacts: <i>[free text]</i>
<b>5. Biodiversity</b>
A. Please specify the impact your proposal will have on biodiversity: [Significantly improve biodiversity by restoring or creating new habitats] [Slightly improve biodiversity by improving existing habitats or supporting species]





<p>[Not applicable/No impact]  [Slightly reduce biodiversity by impacting the quality of habitats or affecting species]  [Significantly reduce biodiversity by reducing or replacing existing habitat(s)]</p>
<p>B. Will this impact last beyond the delivery phase?  [Yes]  [No]</p>
<p>C. Will this impact biodiversity beyond the intended delivery location?  [Yes]  [No]</p>
<p>D. Please explain why you have selected the above answers/detail expected impacts:  <i>[free text]</i></p>
<p><b>6. Soil, Watercourse and Marine Health</b></p>
<p>A. Please specify the impact your proposal will have on soil, watercourse and marine health:  [Significant decrease in pollutants in soil or water]  [Slight decrease in pollutants in soil or water]  [Not applicable/No impact]  [Slight increase in pollutants in soil or water]  [Significant increase in pollutants in soil or water]</p>
<p>B. Will this impact last beyond the delivery phase?  [Yes]  [No]</p>
<p>C. Will this impact soil, watercourse or marine health beyond the intended delivery location?  [Yes]  [No]</p>
<p>D. Please explain why you have selected the above answers/detail expected impacts:  <i>[free text]</i></p>
<p><b>7. Climate Change Adaptation</b></p>
<p>A. Please specify the impact your proposal will have on adaptation to climate change:  [Significantly increase adaptation]  [Slightly increase adaptation]  [Not applicable/No impact]  [Slightly decrease adaptation]  [Significantly decrease adaptation]</p>
<p>B. Will this impact last beyond the delivery phase?  [Yes]  [No]</p>
<p>C. Will this impact adaptation beyond the intended delivery location?  [Yes]  [No]</p>
<p>D. Please explain why you have selected the above answers/detail expected impacts:  <i>[free text]</i></p>
<p><b>8. Energy Use</b></p>
<p>A. Please specify the impact your proposal will have on energy use (from the national supply):  [Significantly decrease energy use]  [Slightly decrease energy use]  [Not applicable/No impact]  [Slightly increase energy use]  [Significantly increase energy use]</p>
<p>B. Will this impact last beyond the delivery phase?</p>

[Yes] [No]
C. Will this impact energy use beyond the intended delivery location? [Yes] [No]
D. Please explain why you have selected the above answers/detail expected impacts: [free text]
<b>9. Sustainable Materials</b>
A. Please specify the impact your proposal will have on sustainable materials: [Sustainable resources used throughout] [Sustainable resources used in most places] [Not applicable] [Sustainable resources used in some places] [Sustainable resources not considered at all]
B. Will this impact last beyond the delivery phase? [Yes] [No]
C. Will this impact sustainable material use beyond the intended delivery location? [Yes] [No]
D. Please explain why you have selected the above answers/detail expected impacts: [free text]
<b>10. Waste</b>
A. Please specify the impact your proposal will have on waste: [Significantly reduce overall quantities of waste] [Slightly reduce overall quantities of waste] [Not applicable/No impact] [Slightly increase overall quantities of waste] [Significantly increase overall quantities of waste]
B. Will this impact last beyond the delivery phase? [Yes] [No]
C. Will this impact waste beyond the intended delivery location? [Yes] [No]
D. Please explain why you have selected the above answers/detail expected impacts: [free text]
<b>Section 3: Social Impacts</b>
<b>1. Food</b>
A. Please specify the impact your proposal will have on food: [Significantly promote healthy and/or affordable food] [Slightly promote healthy and/or affordable food] [Not applicable/No impact] [Slightly impede healthy and/or affordable food] [Significantly impede healthy and/or affordable food]
B. Will this impact last beyond the delivery phase? [Yes] [No]
C. Will there be an impact on food beyond the delivery location? [Yes]



[No]
D. Briefly explain why you chose these options: <i>[free text]</i>
<b>2. Health and Wellbeing</b>
A. Please specify the impact your proposal will have on health: [Significantly increase positive health outcomes] [Slightly increase positive health outcomes] [Not applicable/No impact] [Slightly decrease positive health outcomes] [Significantly decrease positive health outcomes]
B. Will this impact last beyond the delivery phase? [Yes] [No]
C. Will this impact on health and wellbeing beyond the delivery location? [Yes] [No]
D. Briefly explain why you chose these options: <i>[free text]</i>
<b>3. Housing</b>
A. Please specify the impact your proposal will have on housing: [Significantly increase the number of or access to quality and/or affordable homes] [Slightly increase the number of or access to quality and/or affordable homes] [Not applicable/No impact] [Slightly decrease the number of or access to quality and/or affordable homes] [Significantly decrease the number of or access to quality and/or affordable homes]
B. Will this impact last beyond the delivery phase? [Yes] [No]
C. Will this impact on quality or affordability of homes beyond the delivery location? [Yes] [No]
D. Briefly explain why you chose these options: <i>[free text]</i>
<b>4. Education</b>
A. Please specify the impact your proposal will have on education: [Significantly increase the availability of learning opportunities] [Slightly increase the availability of learning opportunities] [Not applicable/No impact] [Slightly decrease the availability of learning opportunities] [Significantly decrease the availability of learning opportunities]
B. Will this impact last beyond the delivery phase? [Yes] [No]
C. Will this impact on education beyond the delivery location? [Yes] [No]
D. Briefly explain why you chose these options: <i>[free text]</i>
<b>5. Built Community</b>
A. Please specify the impact your proposal will have on the built community:

<p>[Significantly improve facilities, shared spaces, connectivity or resources]</p> <p>[Slightly improve facilities, shared spaces, connectivity or resources]</p> <p>[Not applicable/No impact]</p> <p>[Slightly reduce facilities, shared spaces, connectivity or resources]</p> <p>[Significantly reduce facilities, shared spaces, connectivity or resources]</p>
<p>B. Will this impact last beyond the delivery phase?</p> <p>[Yes]</p> <p>[No]</p>
<p>C. Will this impact on built community beyond the delivery location?</p> <p>[Yes]</p> <p>[No]</p>
<p>D. Briefly explain why you chose these options:</p> <p><i>[free text]</i></p>
<p><b>6. Cultural Community</b></p>
<p>A. Please specify the impact your proposal will have on culture:</p> <p>[Significantly increase social or cultural resources or support]</p> <p>[Slightly increase social or cultural resources or support]</p> <p>[Not applicable/No impact]</p> <p>[Slightly reduce social or cultural resources or support]</p> <p>[Significantly reduce social or cultural resources or support]</p>
<p>B. Will this impact last beyond the delivery phase?</p> <p>[Yes]</p> <p>[No]</p>
<p>C. Will this impact on social and cultural resources beyond the delivery location?</p> <p>[Yes]</p> <p>[No]</p>
<p>D. Briefly explain why you chose these options:</p> <p><i>[free text]</i></p>
<p><b>7. Accessibility</b></p>
<p>A. Please specify the impact your proposal will have on accessibility:</p> <p>[Actively reduces barriers to increase access]</p> <p>[Presents no barriers to access]</p> <p>[Not applicable/No impact]</p> <p>[Risk of some barriers to access]</p> <p>[Presents barriers to access in one or more areas]</p>
<p>B. Will this impact last beyond the delivery phase?</p> <p>[Yes]</p> <p>[No]</p>
<p>C. Will this impact accessibility beyond the delivery location?</p> <p>[Yes]</p> <p>[No]</p>
<p>D. Briefly explain why you chose these options:</p> <p><i>[free text]</i></p>
<p><b>8. Local Economy and Jobs</b></p>
<p>A. Please specify the impact your proposal will have on the economy or jobs:</p> <p>[Significant support for the local economy and/or employment]</p> <p>[Slight support for the local economy and/or employment]</p> <p>[Not applicable/No impact]</p> <p>[Slightly undermine support for the local economy and/or employment]</p> <p>[Significantly undermine support for the local economy and/or employment]</p>



<p>B. Will this impact last beyond the delivery phase?</p> <p>[Yes]</p> <p>[No]</p>
<p>C. Will this impact jobs and local economies beyond the delivery location?</p> <p>[Yes]</p> <p>[No]</p>
<p>D. Briefly explain why you chose these options:</p> <p><i>[free text]</i></p>
<p><b>9. Safety and Crime</b></p>
<p>A. Please specify the impact your proposal will have on safety:</p> <p>[Significantly increase safety and/or significantly reduce risk of harm]</p> <p>[Slightly increase safety and/or significantly reduce risk of harm]</p> <p>[Not applicable/No impact]</p> <p>[Slightly decrease safety and/or increase risk of harm]</p> <p>[Significantly decrease safety and/or increase risk of harm]</p>
<p>B. Will this impact last beyond the delivery phase?</p> <p>[Yes]</p> <p>[No]</p>
<p>C. Will this impact crime beyond the delivery location?</p> <p>[Yes]</p> <p>[No]</p>
<p>D. Briefly explain why you chose these options:</p> <p><i>[free text]</i></p>
<p><b>10. Equity</b></p>
<p>A. Please specify the impact your proposal will have on equity:</p> <p>[No groups differentially impacted and active promotion of safeguards]</p> <p>[No groups differentially impacted]</p> <p>[Not applicable/No impact]</p> <p>[Some groups differentially impacted but with safeguards in place]</p> <p>[Some groups differentially impacted]</p>
<p>B. Will this impact last beyond the delivery phase?</p> <p>[Yes]</p> <p>[No]</p>
<p>C. Will this impact equity beyond the delivery location?</p> <p>[Yes]</p> <p>[No]</p>
<p>D. Briefly explain why you chose these options:</p> <p><i>[free text]</i></p>
<p><b>11. Democratic Voice</b></p>
<p>A. Please specify the impact your proposal will have on participation:</p> <p>[Significant opportunities for involvement in and influence on planning and/or decisions]</p> <p>[Some engagement with opportunities for involvement or consultation]</p> <p>[Not applicable/No impact]</p> <p>[Advisory engagement with no opportunities for involvement]</p> <p>[No communication or engagement]</p>
<p>B. Will this impact last beyond the delivery phase?</p> <p>[Yes]</p> <p>[No]</p>
<p>C. Will this impact democratic voice beyond the delivery location?</p> <p>[Yes]</p>

[No]				
D. Briefly explain why you chose these options: [free text]				
<b>Summary Report</b>				
<b>Environmental</b>				
<b>Title</b>	<b>Column 5: Reviewed</b>	<b>Column 6: Recommendation</b>	<b>Column 7: Follow up</b>	<b>Column 8: Conclusion</b>
Greenhouse Gases	[Accepted] [Queried] [Rejected]	[free text]	[free text]	[free text]
Air Quality	[Accepted] [Queried] [Rejected]	[free text]	[free text]	[free text]
Sustainable Transport	[Accepted] [Queried] [Rejected]	[free text]	[free text]	[free text]
Land Use Change	[Accepted] [Queried] [Rejected]	[free text]	[free text]	[free text]
Biodiversity	[Accepted] [Queried] [Rejected]	[free text]	[free text]	[free text]
Soil, Watercourse and Marine Health	[Accepted] [Queried] [Rejected]	[free text]	[free text]	[free text]
Climate Change Adaptation	[Accepted] [Queried] [Rejected]	[free text]	[free text]	[free text]
Energy Use	[Accepted] [Queried] [Rejected]	[free text]	[free text]	[free text]
Sustainable Materials	[Accepted] [Queried] [Rejected]	[free text]	[free text]	[free text]
Waste	[Accepted] [Queried] [Rejected]	[free text]	[free text]	[free text]
<b>Social</b>				
<b>Title</b>	<b>Column 5: Reviewed</b>	<b>Column 6: Recommendation</b>	<b>Column 7: Follow up</b>	<b>Column 8: Conclusion</b>
Food	[Accepted] [Queried] [Rejected]	[free text]	[free text]	[free text]
Health and Wellbeing	[Accepted] [Queried] [Rejected]	[free text]	[free text]	[free text]
Housing	[Accepted] [Queried] [Rejected]	[free text]	[free text]	[free text]



Education	[Accepted] [Queried] [Rejected]	<i>[free text]</i>	<i>[free text]</i>	<i>[free text]</i>
Built Community	[Accepted] [Queried] [Rejected]	<i>[free text]</i>	<i>[free text]</i>	<i>[free text]</i>
Cultural Community	[Accepted] [Queried] [Rejected]	<i>[free text]</i>	<i>[free text]</i>	<i>[free text]</i>
Accessibility	[Accepted] [Queried] [Rejected]	<i>[free text]</i>	<i>[free text]</i>	<i>[free text]</i>
Local Economy and Jobs	[Accepted] [Queried] [Rejected]	<i>[free text]</i>	<i>[free text]</i>	<i>[free text]</i>
Safety and Crime	[Accepted] [Queried] [Rejected]	<i>[free text]</i>	<i>[free text]</i>	<i>[free text]</i>
Equity	[Accepted] [Queried] [Rejected]	<i>[free text]</i>	<i>[free text]</i>	<i>[free text]</i>
Democratic Voice	[Accepted] [Queried] [Rejected]	<i>[free text]</i>	<i>[free text]</i>	<i>[free text]</i>

## ENDNOTES

### Table of Endnote References

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<sup>1</sup> The format of this legislation has been changed as provided for under section 75 of, and paragraph 2 of Schedule 1 to, the Legislation Act 2015. The changes have been approved by the Attorney General after consultation with the Clerk of Tynwald as required by section 76 of the Legislation Act 2015.