



Environmental Assessment (Scotland) Act 2005 2005 asp 15

ENVIRONMENTAL ASSESSMENT (SCOTLAND) ACT 2005

PART 1

ENVIRONMENTAL ASSESSMENT FOR PLANS AND PROGRAMMES

- 1 Requirement for environmental assessment
- 2 Responsible authorities
- 3 Consultation authorities
- 4 Plans and programmes
- 5 Qualifying plans and programmes
- 6 Types of excluded plans and programmes
- 7 Exemptions: pre-screening
- 8 Exemptions: screening
- 9 Screening: procedure
- 10 Screening: publicity for determinations
- 11 Directions as regards plans and programmes
- 12 Restriction on adoption or submission
- 13 Relationship with Community law requirements

PART 2

ENVIRONMENTAL REPORTS AND CONSULTATION

- 14 Preparation of environmental report
- 15 Scoping
- 16 Consultation procedures
- 17 Account to be taken of environmental report etc.

PART 3

POST-ADOPTION PROCEDURES

- 18 Information as to adoption of a qualifying plan or programme

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Environmental Assessment (Scotland) Act 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

19 Monitoring of implementation of qualifying plans and programmes

PART 4

MISCELLANEOUS

20 Annual reports

PART 5

GENERAL

21 Crown application

22 Orders

23 Ancillary provision

24 Environmental Assessment of Plans and Programmes (Scotland) Regulations 2004

25 Interpretation

26 Commencement and short title

SCHEDULE 1 — Projects

Part 1

Particular projects

- 1 (1) Crude oil refineries except undertakings whose sole function is...
- 2 (1) Thermal power stations and other combustion installations with a...
- 3 (1) Installations for the reprocessing of irradiated nuclear fuel.
- 4 (1) Integrated works for the initial smelting of cast-iron and...
- 5 Installations for— (a) the extraction of asbestos and for the...
- 6 Integrated chemical installations, that is to say, installations—
- 7 (1) Construction of— (a) lines for long-distance railway traffic; or...
- 8 (1) Inland waterways and ports for inland-waterway traffic which permit...
- 9 Waste disposal installations for— (a) the incineration;
- 10 Waste disposal installations for— (a) the incineration; or
- 11 Groundwater abstraction or artificial groundwater recharge schemes where the annual...
- 12 (1) Works for the transfer of water resources between river...
- 13 Waste water treatment plants with a capacity exceeding 150,000 population...
- 14 Extraction of petroleum and natural gas for commercial purposes where...
- 15 Dams and other installations designed for the holding back or...
- 16 Pipelines for the transport of gas, oil or chemicals with...
- 17 Installations for the intensive rearing of poultry or pigs with...
- 18 Industrial plants for the— (a) production of pulp from timber...
- 19 (1) Quarries and open-cast mining where the surface of the...
- 20 Construction of overhead electrical power lines with a voltage of...
- 21 Installations for storage of petroleum, petrochemical, or chemical products with...

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General

- 22 Any change to or extension of projects listed in this...
Part 2

Agriculture, silviculture and aquaculture

- 23 (1) Projects for the restructuring of rural land holdings.

Extractive industry

- 24 (1) Quarries, open-cast mining and peat extraction.

Energy industry

- 25 (1) Industrial installations for the production of electricity, steam and...

Production and processing of metals

- 26 (1) Installations for the production of pig iron or steel...

Mineral industry

- 27 (1) Coke ovens (that is to say, dry coal distillation)....

Chemical industry

- 28 (1) Treatment of intermediate chemical products. (2) Production of chemicals....

Food industry

- 29 (1) Manufacture of vegetable and animal oils and fats.

Textile, leather, wood and paper industries

- 30 (1) Industrial plants for the production of paper and board....

Rubber industry

- 31 Manufacture and treatment of elastomer-based products.

Infrastructure projects

- 32 (1) Industrial estate development projects. (2) Urban development projects, including...

Tourism and leisure

- 33 (1) Ski-runs, ski-lifts and cable-cars and associated developments.

Miscellaneous projects

- 34 Permanent racing and test tracks for motorized vehicles.
35 Installations for the disposal of waste.
36 Waste-water treatment plants.
37 Sludge-deposition sites.
38 Storage of scrap iron, including scrap vehicles.
39 Test benches for engines, turbines or reactors.

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- 40 Installations for the manufacture of artificial mineral fibres.
- 41 Installations for the recovery or destruction of explosive substances.
- 42 Knackers' yards.

General

- 43 (1) Any change to or extension of projects listed in...

Interpretation

- 44 (1) Expressions used in both this schedule and in Council...

SCHEDULE 2 — Criteria for determining the likely significance of effects on the environment

- 1 The characteristics of plans and programmes, having regard, in particular...
- 2 Characteristics of the effects and of the area likely to...

SCHEDULE 3 — Information for environmental reports

- 1 An outline of the contents and main objectives of the...
- 2 The relevant aspects of the current state of the environment...
- 3 The environmental characteristics of areas likely to be significantly affected....
- 4 Any existing environmental problems which are relevant to the plan...
- 5 The environmental protection objectives, established at international, Community or Member...
- 6 The likely significant effects on the environment, including—
- 7 The measures envisaged to prevent, reduce and as fully as...
- 8 An outline of the reasons for selecting the alternatives dealt...
- 9 A description of the measures envisaged concerning monitoring in accordance...
- 10 A non-technical summary of the information provided under paragraphs 1...

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Changes and effects yet to be applied to the whole Act, associated Parts and Chapters:

- Blanket amendment text amended by [S.I. 2011/1043 art. 3 4](#)
- Blanket amendment text amended by [S.I. 2011/1043 art. 3 6](#)

Commencement Orders yet to be applied to the Environmental Assessment (Scotland) Act 2005:

Commencement Orders bringing provisions within this Act into force:

- [S.S.I. 2006/19 art. 2](#) commences (2005 asp 15)