



Water Resources (Scotland) Act 2013

2013 asp 5

PART 2

CONTROL OF WATER ABSTRACTION

Role of Ministers

12 Conditions of approval

- (1) If the Scottish Ministers approve a qualifying abstraction, they may—
 - (a) specify the period for which their approval has effect,
 - (b) attach conditions to their approval.
- (2) Conditions under subsection (1)(b) may—
 - (a) impose restrictions on—
 - (i) the rate at which water may be abstracted (above the relevant threshold),
 - (ii) the purposes for which the water may be used,
 - (b) require that particular steps be taken in relation to the abstraction or any associated operations,
 - (c) relate to compensation for any adverse impact of a specific kind caused by the abstraction,
 - (d) concern such other matters as the Scottish Ministers consider to be relevant.
- (3) It is the holder who is subject to any conditions attached under subsection (1)(b).
- (4) Except with the Scottish Ministers' prior consent, their approval of a qualifying abstraction is not transferable by the holder to another person.
- (5) After consulting the holder, the Scottish Ministers may—
 - (a) under subsection (1)(a), extend any period specified under that subsection,
 - (b) under subsection (1)(b)—
 - (i) vary or remove any conditions attached to their approval, or
 - (ii) attach new conditions to their approval.