



# 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 other assimilated 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

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

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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...

*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.

*Changes to legislation: There are currently no known outstanding effects for the Environmental Assessment (Scotland) Act 2005. (See end of Document for details)*

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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 Directive...

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 or national level,...
- 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...

**Changes to legislation:**

There are currently no known outstanding effects for the Environmental Assessment (Scotland) Act 2005.