Flood Risk Management (Scotland) Act 2009

2009 asp 6

PART 3

FLOOD RISK ASSESSMENT, MAPS AND PLANS

Duty to have regard to plans

41 Duty to have regard to flood risk management plans and local flood risk management plans

(1) The Scottish Ministers and every public body and office-holder must, in exercising any functions so far as affecting a flood risk management district, have regard to—

(a) the flood risk management plan for that district as approved under section 32,

(b) so far as the exercise of the functions affects a local plan district, the local flood risk management plan for that district as finalised under section 36.

(2) The Scottish Ministers must, in determining any funding to be allocated to SEPA or any responsible authority for the purpose of flood risk management for any period, have regard to flood risk management plans (as approved under section 32) and local flood risk management plans (as finalised under section 36).

Commencement Information

I1 S. 41 in force at 26.11.2009 by S.S.I. 2009/393, art. 2, **Sch.**

Changes to legislation:
There are currently no known outstanding effects for the Flood Risk Management (Scotland) Act 2009, Section 41.