
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2011 No.

**The Water Environment (Controlled
Activities) (Scotland) Regulations 2011**

PART III

Applications and Application Procedure

Directions to SEPA regarding accelerated applications, variations and suspensions

19.—(1) If, by reason of an emergency, the Scottish Ministers consider that an application requires to be determined within a particular timescale or in a particular manner, the Scottish Ministers may direct SEPA to—

- (a) determine an application or a specified class of applications within a particular timescale, in a particular manner, and subject to such conditions (if any) as the Scottish Ministers may specify;
- (b) vary an authorisation or a specified class of authorisations within a particular timescale, in a particular manner, and subject to such conditions (if any) as the Scottish Ministers may specify; or
- (c) suspend an authorisation or a specified class of authorisations within a particular timescale, on such notice, and for such period as they may specify in the direction.

(2) If the Scottish Ministers issue a direction under paragraph (1), regulations 11 to 17, 23, 24 and 29(2)(b) only apply insofar as the Scottish Ministers direct.

(3) Before giving a direction under paragraph (1), the Scottish Ministers must—

- (a) consider the matters referred to in regulation 15(1); and
- (b) consult—
 - (i) SEPA;
 - (ii) any responsible authorities that the Scottish Ministers consider are likely to be affected by the direction; and
 - (iii) such other persons as they think fit.