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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2012 No.**

**The Pollution Prevention and  
Control (Scotland) Regulations 2012**

**PART VIII**

**THE SCOTTISH MINISTERS**

**Scottish Ministers: directions to SEPA**

**60.**—(1) The Scottish Ministers may give a direction to SEPA of a general or specific character with respect to the carrying out of its functions under these Regulations or the Landfill Regulations.

(2) Without prejudice to paragraph (1), the Scottish Ministers may direct SEPA—

- (a) to exercise (or refrain from exercising) any functions under these Regulations or the Landfill Regulations,
- (b) to exercise (or refrain from exercising) any function in such circumstances, or in such manner, as may be specified,
- (c) as to the objectives which are to be achieved by any condition of a permit.

(3) Where the Scottish Ministers receive information under Article 26(1) of the Industrial Emissions Directive in relation to the operation of an installation outside of the United Kingdom, they must direct SEPA to take such steps as SEPA consider appropriate for the purposes of—

- (a) bringing the information to the attention of the persons in Scotland likely to be affected by the operation of the installation, and
- (b) providing such persons with an opportunity to comment on that information.

(4) Any direction given under these Regulations must be in writing and may be varied or revoked by a further direction.

(5) It is the duty of SEPA to comply with any direction which is given to it under these Regulations.