
SCOTTISH STATUTORY INSTRUMENTS

1999 No. 1

The Environmental Impact Assessment
(Scotland) Regulations 1999

PART II

TOWN AND COUNTRY PLANNING

CHAPTER 9

UNAUTHORISED DEVELOPMENT

Screening opinions of the planning authority

30.—(1) Where it appears to the planning authority by whom or on whose behalf an enforcement notice is to be issued that the matters constituting the breach of planning control comprise or include Schedule 1 development or Schedule 2 development, they shall, before the enforcement notice is issued, adopt a screening opinion.

(2) Where it appears to the planning authority by whom or on whose behalf an enforcement notice is to be issued that the matters constituting the breach of planning control comprise or include EIA development they shall serve with a copy of the enforcement notice a notice (“regulation 30 notice”) which shall—

- (a) include the screening opinion required by paragraph (1) and the written statement required by regulation 4(6); and
 - (b) require a person who gives notice of an appeal under section 130 to submit to the Scottish Ministers with the notice four copies of an environmental statement relating to that EIA development and to provide them with such further copies as they may require under regulation 35(2).
- (3) The authority by whom a regulation 30 notice has been served shall send a copy of it to—
- (a) the Scottish Ministers; and
 - (b) the consultation bodies.

(4) Where an authority provide the Scottish Ministers with a copy of a regulation 30 notice, they shall also provide them with a list of the other persons to whom a copy of the notice has been or is to be sent.