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## SCOTTISH STATUTORY INSTRUMENTS

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# 2002 No. 541

## The Genetically Modified Organisms (Deliberate Release) (Scotland) Regulations 2002

### PART V

#### GENERAL PROVISION FOR CONSENTS

##### **General conditions on consents to release or market genetically modified organisms**

**29.**—(1) Section 112 of the Act (consents: limitations and conditions) is amended as follows.

(2) In subsection (1) (power of Scottish Ministers to impose limitations and conditions) at the end insert “ for the purpose of ensuring that all appropriate measures are taken to avoid damage to the environment which may arise from the activity permitted by the consent ”.

(3) In subsection (5) (implied condition when releasing or marketing)—

(a) in paragraph (b) (obligation to notify Scottish Ministers of new information etc.)—

(i) before the word “of” where it appears for the second time insert “ forthwith ”;

(ii) omit subparagraph (ii); and

(iii) after that subparagraph insert—

“(iii) any unforeseen event, occurring in connection with a release by him, which might affect the risks there are of damage to the environment being caused as a result of their being released;”;

(b) for paragraph (c) (duty as regards preventing damage to environment) substitute—

“(c) take such measures as are necessary to prevent damage to the environment being caused as a result of the release, or, as the case may be, the marketing of the organisms;”;

and

(c) after that paragraph insert—

“(d) notify the Scottish Ministers forthwith of the measures (if any) taken as a result of new information becoming available or an unforeseen event occurring as described in paragraph (b)(iii); and

(e) in a case where new information becomes available or an unforeseen event so occurs, revise the information contained in his application for a consent accordingly and supply the revised information to the Scottish Ministers in such form and manner as they may specify.”.

### Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Genetically Modified Organisms (Deliberate Release) (Scotland) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

### Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

- Blanket amendment words substituted by [S.I. 2011/1043 art. 3-68-10](#)

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Pt. 6A inserted by [S.S.I. 2019/86 reg. 16](#)
- Sch. 1 para. 6(4)(a)(i) word substituted by [S.S.I. 2023/374 Sch. 2 para. 2\(4\)](#)
- Sch. 1 para. 6(4)(b)(i) word substituted by [S.S.I. 2023/374 Sch. 2 para. 2\(5\)](#)
- sch. 1 para. 6(4)(a)(ii) words inserted by [S.S.I. 2022/361 reg. 14\(2\)\(ii\)](#)
- sch. 1 para. 6(4)(a)(i) words substituted by [S.S.I. 2022/361 reg. 14\(2\)\(i\)](#)
- sch. 2 para. 42 words substituted by [S.S.I. 2019/57 reg. 3\(25\)\(c\)](#)
- sch. 2 para. 43 words substituted by [S.S.I. 2019/57 reg. 3\(25\)\(c\)](#)
- sch. 2 para. 46 words substituted by [S.S.I. 2019/57 reg. 3\(25\)\(c\)](#)
- sch. 2 para. 53 words substituted by [S.S.I. 2019/57 reg. 3\(25\)\(d\)](#)
- sch. 2 para. 54(h)(i) words substituted by [S.S.I. 2019/57 reg. 3\(25\)\(e\)\(i\)](#)
- sch. 2 para. 54(h)(ii) words substituted by [S.S.I. 2019/57 reg. 3\(25\)\(e\)\(ii\)](#)
- sch. 5A inserted by [S.S.I. 2019/57 sch. 2](#)
- reg. 11(1)(a)(aa) substituted for reg. 11(1)(a) by [S.S.I. 2019/86 reg. 4](#)
- reg. 15(1) reg. 15 renumbered as reg. 15(1) by [S.S.I. 2019/86 reg. 7\(a\)](#)
- reg. 15(1) word omitted by [S.S.I. 2019/57 reg. 2\(5\)\(b\)\(ii\)](#)
- reg. 15(1) word substituted by [S.S.I. 2019/57 reg. 2\(5\)\(a\)](#)
- reg. 15(1) words omitted by [S.S.I. 2019/57 reg. 2\(5\)\(b\)\(i\)](#)
- reg. 15(1) words substituted by [S.S.I. 2019/57 reg. 2\(5\)\(c\)](#)
- reg. 15(1)(a) words inserted by [S.S.I. 2019/57 reg. 3\(6\)\(a\)\(i\)](#)
- reg. 15(1)(a) words substituted by [S.S.I. 2019/57 reg. 2\(5\)\(d\)\(i\)](#)
- reg. 15(1)(a) words substituted by [S.S.I. 2019/57 reg. 2\(5\)\(d\)\(ii\)](#)
- reg. 15(1)(b) words substituted by [S.S.I. 2019/57 reg. 3\(6\)\(a\)\(iii\)](#)
- reg. 15(1)(c) omitted by [S.S.I. 2019/57 reg. 3\(6\)\(a\)\(iv\)](#)
- reg. 15(1)(d) word inserted by [S.S.I. 2019/57 reg. 3\(6\)\(a\)\(v\)](#)
- reg. 15(1)(e) substituted by [S.S.I. 2019/57 reg. 3\(6\)\(a\)\(vi\)](#)
- reg. 15(1)(e) word inserted by [S.S.I. 2019/86 reg. 7\(c\)](#)
- reg. 15(1)(e) words substituted by [S.S.I. 2019/86 reg. 7\(b\)](#)
- reg. 15(1)(f) and word omitted by [S.S.I. 2019/86 reg. 7\(d\)](#)
- reg. 15(1)(g) omitted by [S.S.I. 2019/57 reg. 3\(6\)\(a\)\(vii\)](#)
- reg. 15(1)(aa) inserted by [S.S.I. 2019/57 reg. 3\(6\)\(a\)\(ii\)](#)
- reg. 15(2) inserted by [S.S.I. 2019/86 reg. 7\(e\)](#)
- reg. 15(2) substituted by [S.S.I. 2019/57 reg. 3\(6\)\(b\)](#)
- reg. 16(2)(a)-(ab) substituted for reg. 16(2)(a) by [S.S.I. 2019/86 reg. 8](#)
- reg. 24(7)-(11) inserted by [S.S.I. 2019/86 reg. 10\(d\)](#)
- reg. 24(7) words substituted by [S.S.I. 2019/57 reg. 2\(6\)\(b\)](#)
- reg. 24(9) words substituted by [S.S.I. 2019/57 reg. 2\(6\)\(c\)](#)
- reg. 26(5)-(8) inserted by [S.S.I. 2019/86 reg. 11](#)
- reg. 26(5) substituted by [S.S.I. 2019/57 reg. 3\(13\)\(b\)](#)
- reg. 26(5) words substituted by [S.S.I. 2019/57 reg. 2\(8\)\(b\)](#)
- reg. 26(6) words substituted by [S.S.I. 2019/57 reg. 2\(8\)\(c\)](#)
- reg. 26(7) substituted for reg. 26(7)(8) by [S.S.I. 2019/57 reg. 3\(13\)\(c\)](#)
- reg. 26A26B inserted by [S.S.I. 2019/86 reg. 12](#)
- reg. 26A substituted by [S.S.I. 2019/57 reg. 3\(14\)](#)
- reg. 26A(1) words substituted by [S.S.I. 2019/57 reg. 2\(9\)](#)

- reg. 26B substituted by [S.S.I. 2019/57 reg. 3\(15\)](#)
- reg. 26B(1) substituted by [S.S.I. 2019/57 reg. 2\(10\)](#)
- reg. 29A29B inserted by [S.S.I. 2019/86 reg. 13](#)
- reg. 29A(1) words omitted by [S.S.I. 2019/57 reg. 3\(17\)\(a\)\(iii\)](#)
- reg. 29A(1)(a) word substituted by [S.S.I. 2019/57 reg. 2\(11\)\(a\)\(i\)](#)
- reg. 29A(1)(a) words substituted by [S.S.I. 2019/57 reg. 2\(11\)\(a\)\(ii\)](#)
- reg. 29A(1)(b) words substituted by [S.S.I. 2019/57 reg. 3\(17\)\(a\)\(i\)](#)
- reg. 29A(1)(c) full stop substituted for comma by [S.S.I. 2019/57 reg. 3\(17\)\(a\)\(ii\)](#)
- reg. 29A(2) omitted by [S.S.I. 2019/57 reg. 3\(17\)\(b\)](#)
- reg. 29A(3)(a) words substituted by [S.S.I. 2019/57 reg. 2\(11\)\(b\)\(i\)](#)
- reg. 29A(3)(b) word substituted by [S.S.I. 2019/57 reg. 2\(11\)\(b\)\(ii\)](#)
- reg. 29A(3)(c) word inserted by [S.S.I. 2019/57 reg. 3\(17\)\(c\)](#)
- reg. 29A(5) word inserted by [S.S.I. 2019/57 reg. 3\(17\)\(d\)\(ii\)](#)
- reg. 29A(5) word substituted by [S.S.I. 2019/57 reg. 3\(17\)\(d\)\(i\)](#)
- reg. 29A(6) word substituted by [S.S.I. 2019/57 reg. 3\(17\)\(e\)](#)
- reg. 29A(6) words inserted by [S.S.I. 2019/57 reg. 2\(11\)\(c\)](#)
- reg. 29A(7) words inserted by [S.S.I. 2019/57 reg. 2\(11\)\(d\)](#)
- reg. 29A(7)(a)(v) words omitted by [S.S.I. 2019/57 reg. 3\(17\)\(f\)\(i\)](#)
- reg. 29A(7)(b) word inserted by [S.S.I. 2019/57 reg. 3\(17\)\(f\)\(ii\)](#)
- reg. 29A(7)(b) word substituted by [S.S.I. 2023/374 Sch. 2 para. 2\(2\)](#)
- reg. 29A(7)(e) word substituted by [S.S.I. 2023/374 Sch. 2 para. 2\(3\)](#)
- reg. 29A(7)(e) words substituted by [S.S.I. 2019/57 reg. 3\(17\)\(f\)\(iii\)](#)
- reg. 29A(9)(a) omitted by [S.S.I. 2019/57 reg. 3\(17\)\(g\)](#)
- reg. 29A(11) words substituted by [S.S.I. 2019/57 reg. 2\(11\)\(e\)](#)
- reg. 29A(11) words substituted by [S.S.I. 2019/57 reg. 3\(17\)\(h\)](#)
- reg. 29A(12)(a) word inserted by [S.S.I. 2019/57 reg. 2\(11\)\(f\)\(i\)](#)
- reg. 29A(12)(a) words inserted by [S.S.I. 2019/57 reg. 2\(11\)\(f\)\(ii\)](#)
- reg. 29A(12)(a) words omitted by [S.S.I. 2019/57 reg. 3\(17\)\(i\)](#)
- reg. 29B(1)(a) words inserted by [S.S.I. 2019/57 reg. 2\(12\)\(a\)\(i\)](#)
- reg. 29B(1)(a) words inserted by [S.S.I. 2019/57 reg. 2\(12\)\(a\)\(ii\)](#)
- reg. 29B(1)(a) words substituted by [S.S.I. 2019/57 reg. 2\(12\)\(a\)\(iii\)](#)
- reg. 29B(1)(b) words inserted by [S.S.I. 2019/57 reg. 2\(12\)\(b\)](#)
- reg. 29B(1)(c) words substituted by [S.S.I. 2019/57 reg. 3\(18\)\(a\)](#)
- reg. 29B(2) words substituted by [S.S.I. 2019/57 reg. 3\(18\)\(b\)](#)
- reg. 30A inserted by [S.S.I. 2019/86 reg. 14](#)
- reg. 30A(1)(a)(i) word omitted by [S.S.I. 2019/57 reg. 2\(13\)\(a\)\(i\)\(bb\)](#)
- reg. 30A(1)(a)(i) word substituted by [S.S.I. 2019/57 reg. 2\(13\)\(a\)\(i\)\(aa\)](#)
- reg. 30A(1)(a)(i) words omitted by [S.S.I. 2019/57 reg. 3\(19\)](#)
- reg. 30A(1)(a)(iii) inserted by [S.S.I. 2019/57 reg. 2\(13\)\(a\)\(iii\)](#)
- reg. 30A(1)(a)(ii) word inserted by [S.S.I. 2019/57 reg. 2\(13\)\(a\)\(ii\)](#)
- reg. 30A(1)(b) words substituted by [S.S.I. 2019/57 reg. 2\(13\)\(b\)\(i\)](#)
- reg. 30A(1)(b) words substituted by [S.S.I. 2019/57 reg. 2\(13\)\(b\)\(ii\)](#)
- reg. 30A(1)(c) words substituted by [S.S.I. 2019/57 reg. 2\(13\)\(c\)](#)
- reg. 30A(1)(d) words substituted by [S.S.I. 2019/57 reg. 2\(13\)\(d\)](#)
- reg. 32B(1)(d) words substituted by [S.S.I. 2019/57 reg. 2\(14\)\(a\)\(i\)](#)
- reg. 32B(1)(d) words substituted by [S.S.I. 2019/57 reg. 2\(14\)\(a\)\(ii\)](#)
- reg. 32B(1)(e) words substituted by [S.S.I. 2019/57 reg. 2\(14\)\(b\)](#)
- reg. 34(3)(i) inserted by [S.S.I. 2019/57 reg. 3\(22\)\(a\)\(iii\)](#)
- reg. 34(3A) inserted by [S.S.I. 2019/57 reg. 3\(22\)\(b\)](#)
- reg. 34(7A) inserted by [S.S.I. 2019/57 reg. 3\(22\)\(d\)](#)
- reg. 35(3A) inserted by [S.S.I. 2019/57 reg. 3\(23\)\(b\)](#)
- reg. 35(7A) inserted by [S.S.I. 2019/57 reg. 3\(23\)\(c\)](#)