
SCOTTISH STATUTORY INSTRUMENTS

2006 No. 18

ELECTRICITY

**The Electricity (Applications for Consent)
Amendment (Scotland) Regulations 2006**

Made - - - - 16th January 2006
*Laid before the Scottish
Parliament* - - - - 20th January 2006
Coming into force - - 13th March 2006

The Scottish Ministers, in exercise of the powers conferred by sections 36(8) and 60(3) of, and paragraph 1(3) of Schedule 8 to, the Electricity Act 1989⁽¹⁾ and of all other powers enabling them in that behalf, hereby make the following Regulations:

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Electricity (Applications for Consent) Amendment (Scotland) Regulations 2006 and shall come into force on 13th March 2006.

(2) These Regulations shall extend to Scotland only.

Amendment of Regulations

2.—(1) The Electricity (Applications for Consent) Regulations 1990⁽²⁾ shall be amended as follows.

(2) In regulation 11(1) (fee payable on applications for consent) for the Table⁽³⁾ substitute—

“TABLE

<i>Subject matter of application for consent</i>	<i>Fee</i>
1. Overhead line with a total distance not exceeding 15 km which is not an EIA Development	£150.00

(1) 1989 c. 29. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 1999 (S.I.1999/1750), article 2 and Schedule 1.
(2) S.I. 1990/455, amended by S.S.I. 2005/295.
(3) The current Table was substituted by S.S.I. 2005/295.

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<i>Subject matter of application for consent</i>	<i>Fee</i>
2. Overhead line with a total distance not exceeding 15 km which is an EIA Development	£2,000.00
3. Overhead line with a total distance–	
(a) exceeding 15 km but not exceeding 50 km	£15,000.00
(b) exceeding 50 km but not exceeding 100 km	£25,000.00
(c) exceeding 100 km	£50,000.00
4. Construction or construction and operation of a generating station of megawatt capacity–	
(a) not exceeding 10	£5,000.00
(b) exceeding 10 but not exceeding 100	£15,000.00
(c) exceeding 100 but not exceeding 200	£20,000.00
(d) exceeding 200 but not exceeding 500	£30,000.00
(e) exceeding 500	£50,000.00
5. Extension or extension and operation of a generating station resulting in increase in megawatt capacity–	
(a) not exceeding 10	£5,000.00
(b) exceeding 10 but not exceeding 100	£15,000.00
(c) exceeding 100 but not exceeding 200	£20,000.00
(d) exceeding 200 but not exceeding 500	£30,000.00
(e) exceeding 500	£50,000.00
6. Extension of a nuclear generating station by retrofitting of emission control equipment	£5,000.00
7. Any other extension of a generating station	£1,000.00
8. Operation only or change to manner of operation of a generating station	£1,000.00”.

St Andrew's House,
Edinburgh
16th January 2006

ALLAN WILSON
Authorised to sign by the Scottish Ministers

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EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations, which come into force on 13th March 2006, amend the Electricity (Applications for Consent) Regulations 1990 (“the principal Regulations”). The principal Regulations apply in relation to applications for consent under section 36 of the Electricity Act 1989 (“the 1989 Act”) to construct, extend, operate or change the manner of operation of a generating station, or under section 37 of the 1989 Act to install or keep installed an electric line above ground.

Regulation 2 amends regulation 11(1) of the principal Regulations by substituting a new table of application fees payable for consent applications in Scotland. This replaces the table of application fees introduced by the Electricity (Applications for Consent) Amendment (Scotland) Regulations 2005 (S.S.I. 2005/295).

Except as set out in the following table, the fees in the Electricity (Applications for Consent) Amendment (Scotland) Regulations 2005 and the fees in the table substituted by these Regulations are identical. The fees amended as a result of these Regulations are as follows:–

<i>Subject matter</i>	<i>Previous fee under the principal Regulations as amended</i>	<i>Amended fee</i>
Construction or construction and operation of a generating station with a capacity not exceeding 10 megawatts	£15,000.00	£5,000.00
Extension or extension and operation of a generating station resulting in increase in megawatt capacity not exceeding 10 megawatts	£15,000.00	£5,000.00