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SCOTTISH STATUTORY INSTRUMENTS

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**2007 No. 182**

**The Air Quality Standards (Scotland) Regulations 2007**

**PART 2**

**Group A and Group B pollutants and ozone**

**CHAPTER 2**

**Attainment of air quality standards**

**Improvement plans**

- 8.**—(1) This regulation applies in respect of each zone in which prior to the attainment date—
- (a) concentrations of benzene or nitrogen dioxide exceed a limit value plus the applicable margin of tolerance; or
  - (b) concentrations of ozone exceed a target value.
- (2) Where paragraph (1)(a) applies, the Scottish Ministers shall prepare and implement an improvement plan for the pollutant in question or, where concentrations of both pollutants exceed the level referred to, a single improvement plan for both pollutants.
- (3) Where paragraph (1)(b) applies, the Scottish Ministers shall prepare and implement an improvement plan in respect of ozone unless they consider that the target value would not be attainable through proportionate measures.
- (4) An improvement plan shall include the information specified in Schedule 2.
- (5) Where the Scottish Ministers are required to prepare and implement an improvement plan under both paragraphs (2) and (3), they shall, where they consider it appropriate, prepare and implement an integrated improvement plan covering all of the pollutants concerned.
- (6) An improvement plan may comprise either a plan or a programme which, in either case, shall have the objective of attaining—
- (a) the limit value, by the attainment date; or
  - (b) the target value, by 2010.