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SCOTTISH STATUTORY INSTRUMENTS

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**2010 No. 131**

**ENVIRONMENTAL PROTECTION**

The Pollution Prevention and Control (Designation  
of Directives) (Scotland) Order 2010 (revoked)<sup>F1</sup>

*Made* - - - - 24th March 2010

*Coming into force* - - 12th April 2010

**F1** .....

<p><b>F1</b> Order revoked (31.12.2020) by <a href="#">The Environment (EU Exit) (Scotland) (Amendment etc.) (No. 2) Regulations 2019 (S.S.I. 2019/436)</a>, reg. 1, <a href="#">sch.</a>; 2020 c. 1, <a href="#">Sch. 5 para. 1(1)</a></p>
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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order designates the following Directives as relevant Directives for the purposes of paragraph 20 of Part 1 of Schedule 1 to the Pollution Prevention and Control Act 1999 (“the Act”)—

- Directive [2008/98/EC](#) on waste (“the Waste Framework Directive”);
- Directive [2008/1/EC](#) concerning integrated pollution prevention and control (“the IPPC Directive”); and
- Directive [2000/60/EC](#) establishing a framework for Community action in the field of water policy (“the Water Framework Directive”).

The purpose of the designation of the Waste Framework Directive is to enable the powers in the Act to be used to transpose that Directive. The purpose of the designation of the IPPC Directive, which is a consolidating instrument, is to enable the powers in the Act to be used to update references to predecessor Directives in domestic legislation to refer to the consolidated version. The designation of the Water Framework Directive will enable the powers in the Act to be used if necessary to make provision about the overlap between the Water Framework Directive and Waste Framework Directive regimes when transposing the latter Directive.

Schedule 1 to the Act specifies particular purposes for which provision regulating polluting activities may be made by way of regulations under section 2 of the Act. Paragraph 20(1)(b) enables the making of provision which corresponds or is similar to any provision made, or capable of being made, under section 2(2) of the European Communities Act 1972 (c.68) in connection with one of the “relevant Directives”. The relevant Directives are Council Directive [96/61/EC](#) concerning integrated pollution prevention and control, Council Directive [75/442/EEC](#) on waste, as amended, and any other Directive of the Council of the European Communities designated by the Scottish Ministers for the purposes of paragraph 20 by order made by statutory instrument.

**Changes to legislation:**

There are currently no known outstanding effects for the The Pollution Prevention and Control (Designation of Directives) (Scotland) Order 2010 (revoked).