
SCOTTISH STATUTORY INSTRUMENTS

2010 No. 435

The Waste Information (Scotland) Regulations 2010

Making of waste information requests

3.—(1) A waste information request must be made in writing and state that it is made in accordance with these Regulations.

(2) A waste information request may be made to a person only by—

- (a)** delivering it to that person, or leaving it at that person's proper address;
- (b)** sending it by post to that person at that person's proper address; or
- (c)** sending it to an electronic address (including a fax number or e-mail address) that the person has held out to SEPA as an address at which that person may be contacted for the purpose of receiving such communications.

(3) Where the person to whom the waste information request is made is a body corporate, a partnership or a limited liability partnership, the request may be delivered or sent, in accordance with paragraph (2), to—

- (a)** a director or the secretary, chief clerk or other similar officer of the body corporate;
- (b)** a partner or person having control or management of the partnership; or
- (c)** a member of the limited liability partnership.

(4) For the purposes of this regulation, "proper address" means—

- (a)** the registered or principal office or principal place of business of a body corporate;
- (b)** the principal place of business of a partnership;
- (c)** the registered office or principal place of business of a limited liability partnership;
- (d)** where none of sub-paragraphs (a) to (c) applies, the last known address of the person in question.

(5) A waste information request is made on the date on which it is received by the person to whom it is given or sent.

(6) A waste information request sent in accordance with paragraph (2)(c) is, unless the contrary is proved, deemed to be received on the first business day after the day on which it was transmitted.

(7) In this regulation—

"body corporate" does not include a partnership or limited liability partnership; and

"business day" means any day other than a Saturday, a Sunday, Christmas Day, Good Friday or any day which is a bank holiday in any part of the United Kingdom.