

SCHEDULE 2

Relevant Offences for the Purposes of Section 35 (fines: court to consider financial benefits)

The Environmental Liability (Scotland) Regulations 2009

15. An offence under any of the following provisions of the Environmental Liability (Scotland) Regulations 2009⁽¹⁾—

- (a) regulation 10(6) (failure by operator to take preventive measures, etc.);
- (b) regulation 11(7) (failure by operator to identify potential remedial measures, etc.);
- (c) regulation 12(5) (failure by operator to take remedial action, etc.);
- (d) regulation 18(4) (failure to provide required information).

⁽¹⁾ S.S.I. 2009/266, to which there are amendments not relevant to this Order.