

---

SCOTTISH STATUTORY INSTRUMENTS

---

**2017 No. 102**

The Town and Country Planning (Environmental  
Impact Assessment) (Scotland) Regulations 2017

PART 11

MISCELLANEOUS

**Offences by bodies corporate etc.**

**55.**—(1) Subsection (2) applies where—

- (a) an offence under regulation 54 has been committed by—
  - (i) a body corporate;
  - (ii) a Scottish partnership; or
  - (iii) an unincorporated association other than a Scottish partnership; and
- (b) it is proved that the offence was committed with the consent or connivance of, or was attributable to neglect on the part of—
  - (i) a relevant individual; or
  - (ii) an individual purporting to act in the capacity of a relevant individual.

(2) The individual (as well as the body corporate, partnership or (as the case may be) association) commits the offence and is liable to be proceeded against and punished accordingly.

(3) In subsection (1), “relevant individual” means—

- (a) in relation to a body corporate (other than a limited liability partnership)—
  - (i) a director, manager, secretary or similar officer of the body;
  - (ii) where the affairs of the body are managed by its members, a member;
- (b) in relation to a limited liability partnership, a member;
- (c) in relation to a Scottish partnership, a partner;
- (d) in relation to an unincorporated association other than a Scottish partnership, an individual who is concerned in the management or control of the association.