
SCOTTISH STATUTORY INSTRUMENTS

2017 No. 389

**ENVIRONMENTAL PROTECTION
WATER**

**The Water Environment (Miscellaneous)
(Scotland) Regulations 2017**

Made - - - - - *7th November 2017*
Laid before the Scottish
Parliament - - - - - *9th November 2017*
Coming into force - - - - - *1st January 2018*

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 20 and 36(2) and schedule 2 of the Water Environment and Water Services (Scotland) Act 2003⁽¹⁾ (“the Act”) and section 2(2) of the European Communities Act 1972⁽²⁾ and of all other powers enabling them to do so.

In accordance with section 21(1) of the Act, they have consulted the persons required.

In accordance with section 21(2) of the Act, they have published a draft of the proposed general binding rules, publicised the opportunity to make representations, and made copies of the proposed rules available for public inspection.

In accordance with section 21(4) of the Act, they have had regard to the representations on the proposed rules received by them.

⁽¹⁾ 2003 asp 3. Section 20 was amended by regulation 3 of [S.S.I. 2005/348](#).

⁽²⁾ 1972 c.68. Section 2(2) was amended by the Scotland Act 1998 ([c.46](#)) (“the 1998 Act”), schedule 8, paragraph 15(3) (which was amended by section 27(4) of the Legislative and Regulatory Reform Act 2006 ([c.51](#)) (“the 2006 Act”). Section 2(2) was also amended by section 27(1)(a) of the 2006 Act and by the European Union (Amendment) Act 2008 ([c.7](#)), schedule, Part 1. The functions conferred on a Minister of the Crown under section 2(2) of the European Communities Act 1972 are, so far as they are exercisable within devolved competence, exercisable by the Scottish Ministers by virtue of section 53 of the 1998 Act. Section 2(2) is cited so far as is necessary to enable the making of the amendments to [S.S.I. 2013/323](#) in regulation 8.