
SCOTTISH STATUTORY INSTRUMENTS

2022 No. 138

**The Environment and Trade in Animals
and Related Products (EU Exit) (Scotland)
(Miscellaneous Amendment) Regulations 2022**

PART 3

Amendments to legislation concerning flood risk management

Amendment of the Flood Risk Management (Flood Protection Schemes, Potentially Vulnerable Areas and Local Plan Districts) (Scotland) Regulations 2010

7.—(1) The Flood Risk Management (Flood Protection Schemes, Potentially Vulnerable Areas and Local Plan Districts) (Scotland) Regulations 2010(1) are amended in accordance with paragraphs (2) to (5).

(2) In regulation 2 (interpretation), omit the definition of “Union legislation”.

(3) In regulation 2A(3)(b) (meaning of “environmental impact assessment” etc.)(2), after “protected under” insert “any retained EU law which implemented”.

(4) In regulation 10A(2)(b) (monitoring measures, etc.)(3) and paragraph 2(c)(vi) of schedule 1 (location of the scheme)(4), for “Union legislation” substitute “retained EU law”.

(5) In schedule 2 (information for inclusion in EIA reports)(5)—

(a) in paragraph 5(2), in the second sentence —

(i) for “established at Union or Member State level” substitute “in retained EU law or otherwise under the law of any part of the United Kingdom”,

(ii) after “established under” insert “any law in Scotland which implemented”,

(b) in paragraph 8 for “legislation of the European Union such as” substitute “any law which implemented”.

(1) [S.S.I. 2010/426](#), amended by [S.S.I. 2017/112](#).
(2) Regulation 2A was inserted by [S.S.I. 2017/112](#).
(3) Regulation 10A was inserted by [S.S.I. 2017/112](#).
(4) Schedule 1 was substituted by [S.S.I. 2017/112](#).
(5) Schedule 2 was substituted by [S.S.I. 2017/112](#).