

SCHEDULES

SCHEDULE 20

TRANSITIONAL PROVISION ETC

PART 9

OTHER ENACTMENTS

Environmental Information (Scotland) Regulations 2004 (S.S.I. 2004/520)

- 61 (1) This paragraph applies where a request for information was made to a Scottish public authority under the Environmental Information (Scotland) Regulations 2004 (“the 2004 Regulations”) before the relevant time.
- (2) To the extent that the request is dealt with after the relevant time, the amendments of the 2004 Regulations in Schedule 19 to this Act have effect for the purposes of determining whether the authority deals with the request in accordance with those Regulations.
- (3) To the extent that the request was dealt with before the relevant time—
- (a) the amendments of the 2004 Regulations in Schedule 19 to this Act do not have effect for the purposes of determining whether the authority dealt with the request in accordance with those Regulations, but
 - (b) the powers of the Scottish Information Commissioner and the Court of Session, on an application or appeal under the 2002 Act (as applied by the 2004 Regulations), do not include power to require the authority to take steps which it would not be required to take in order to comply with those Regulations as amended by Schedule 19 to this Act.
- (4) In this paragraph—
- “Scottish public authority” has the same meaning as in the 2004 Regulations;
 - “the relevant time” means the time when the amendments of the 2004 Regulations in Schedule 19 to this Act come into force.