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STATUTORY INSTRUMENTS

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**1991 No. 646**

**The Electricity Generators (Rateable Values) (Scotland) Order 1991**

**Prescribed class of lands and heritages**

**3.** The following class of lands and heritages is hereby prescribed for the purposes of section 6(1) of the 1975 Act, namely any lands and heritages in Scotland occupied by a Company and used or available for use—

- (a) for the purposes of generating electricity, where—
  - (i) such use is the sole or primary use; or
  - (ii) they are so used or available for use in connection with a scheme for the production for sale of both electrical power and heat; or
  - (iii) the primary source of energy in such production is the burning of refuse; and
- (b) where the generation plant—
  - (i) uses wind, wave or tidal power as its primary source of energy; or
  - (ii) uses water power as its primary source of energy; or
  - (iii) if its primary source of energy is the burning of refuse, has a declared net capacity of 25 megawatts or more;
  - (iv) has a declared net capacity of 500 kilowatts or more;

provided that, in relation to any lands and heritages in Scotland occupied by a Scottish successor electricity company, paragraph (a)(ii) and (iii) and paragraph (b)(ii), (iii) and (iv) shall not apply.