

*Changes to legislation: Water Environment and Water Services (Scotland) Act 2003, Paragraph 11 is up to date with all changes known to be in force on or before 19 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

## [<sup>F1</sup>SCHEDULE 5 INTERPRETATION OF DIRECTIVES FOR THE PURPOSES OF PART 1

### Textual Amendments

- F1** Sch. 5 inserted (31.12.2020) by [The Environment \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2019 \(S.S.I. 2019/26\)](#), regs. 1, **2(6)** (as amended by [S.S.I. 2019/175](#), regs. 1(1)(b), **8(2)**); 2020 c. 1, **Sch. 5 para. 1(1)**

## PART 1

### THE DIRECTIVE

#### *Modifications to the Articles*

- 11 Annex II is to be read as if, in section 1.4—
- (a) in the second paragraph—
- (i) after “gathered under” there were inserted “ the [<sup>F2</sup>assimilated] law which implemented ”,
- (ii) in sub-paragraph (ii), the reference to information gathered under Articles 9 and 15 of Directive [96/61/EC](#) were a reference to relevant information gathered under the [<sup>F3</sup>assimilated] law which implemented Articles 5(3), 14 and 24 of Directive [2010/75/EC](#) of the European Parliament and of the Council on industrial emissions ”,
- (b) in the third paragraph—
- (i) at the start of sub-paragraph (i), there were inserted “[<sup>F4</sup>assimilated] law which implemented”,
- (ii) in sub-paragraph (ii), the reference to information gathered under Articles 7 and 17 of Directive [91/414/EEC](#) were a reference to relevant information gathered under Regulation (EC) No [1107/2009](#) of the European Parliament and of the Council concerning the placing of plant protection products on the market and repealing Council Directives [79/117/EEC](#) and [91/414/EEC](#)”,
- (iii) in sub-paragraph (iii), for “Directive [98/8/EC](#)” there were substituted “ Regulation (EU) No [528/2012](#) of the European Parliament and of the Council concerning the making available on the market and use of biocidal products ”.]

### Textual Amendments

- F2** Word in [sch. 5 para. 11\(a\)\(i\)](#) substituted (1.1.2024) by [The Retained EU Law \(Revocation and Reform\) Act 2023 \(Consequential Amendments\) \(Scotland\) Regulations 2023 \(S.S.I. 2023/374\)](#), reg. 1(1), **sch. 1 para. 4(2)(h)**
- F3** Word in [sch. 5 para. 11\(a\)\(ii\)](#) substituted (1.1.2024) by [The Retained EU Law \(Revocation and Reform\) Act 2023 \(Consequential Amendments\) \(Scotland\) Regulations 2023 \(S.S.I. 2023/374\)](#), reg. 1(1), **sch. 1 para. 4(2)(i)**

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**F4** Word in sch. 5 para. 11(b)(i) substituted (1.1.2024) by The Retained EU Law (Revocation and Reform) Act 2023 (Consequential Amendments) (Scotland) Regulations 2023 (S.S.I. 2023/374), reg. 1(1), **sch. 1 para. 4(2)(j)**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 23(5) inserted by [2014 asp 3 sch. 3 para. 8\(6\)\(b\)](#)