



Environmental Assessment (Scotland) Act 2005 2005 asp 15

PART 1

ENVIRONMENTAL ASSESSMENT FOR PLANS AND PROGRAMMES

2 Responsible authorities

- (1) In this Act, a responsible authority is any person, body or office-holder exercising functions of a public character.
- (2) The responsible authority in relation to a particular plan or programme is the authority by whom, or on whose behalf, the plan or programme is prepared.
- (3) Where more than one authority is responsible for a plan or programme (or part of it) the responsible authority shall be—
 - (a) the authority determined by agreement between those authorities; or
 - (b) if there is no such agreement, the authority determined by the Scottish Ministers.
- (4) But for the purposes of section 5(4)(a) the responsible authorities are—
 - (a) the Scottish Ministers;
 - (b) any holder of an office in the Scottish Administration which is not a ministerial office;
 - (c) the Scottish Parliament;
 - (d) the Scottish Parliamentary Corporate Body;
 - (e) a Scottish public authority with mixed functions or no reserved functions;
 - (f) any other person, body or office-holder of a description (and to such extent) as may be specified by the Scottish Ministers by order.