EXPLANATORY NOTES

CLIMATE CHANGE (SCOTLAND) ACT 2009

INTRODUCTION

THE ACT

PART 1 – EMISSIONS REDUCTION TARGETS

The 2050 target

The interim target

Annual targets

Setting annual targets

Advice before setting annual targets

Modifying annual targets etc.

Advice before modifying annual targets etc.

The domestic effort target

Progress towards targets

Greenhouse gases

The baseline

Baselines for additional greenhouse gases

The net Scottish emissions account

Restriction on use in 2010-2017 of carbon units purchased by Scottish

Attribution of emissions to Scotland

Ministers

Scottish share of emissions from international aviation and international shipping

Scottish emissions and removals

Measurement of emissions etc.

International carbon reporting practice

Carbon units and carbon accounting

Limits on use of carbon units

Modifying limits on use of carbon units etc.

Advice before setting or modifying limits on use of carbon units etc.

PART 2 – ADVISORY FUNCTIONS

Meaning of advisory body

Scottish Committee on Climate Change

Application of sections 27 to 32 and 56

Advice on annual targets etc.

Reporting on progress towards targets

Scottish Ministers' response to reports on progress

Duty of advisory body to provide advice or other assistance

Guidance to advisory body

Power to give directions to advisory body

PART 3 – REPORTING DUTIES

Reports on annual targets

Reports on annual targets: content

Reports on proposals and policies for meeting annual targets

Reports on proposals and policies where annual targets not met

Reports on emissions attributable to Scottish consumption of goods and services

Reports on impact on emissions of exercise of electricity generation related functions

Report on progress towards meeting the interim target

Report on the interim target

Report on the 2050 target

Reports: provision of further information to the Scottish Parliament

Further provision about reporting duties

PART 4 – DUTIES OF PUBLIC BODIES RELATING TO CLIMATE CHANGE

Duties of public bodies relating to climate change

Guidance to relevant public bodies

Reporting on climate change duties

Appointment of monitoring body

Investigations

Reporting by monitoring body

Guidance to monitoring body

Power to direct monitoring body

PART 5 – OTHER CLIMATE CHANGE PROVISIONS

Chapter 1 – Adaptation Adaptation programmes

Chapter 2 – Land Use Duty to produce a land use strategy

Variation of permitted times for making muirburn

Power to modify functions of Forestry Commissioners

Chapter 3 – Energy efficiency Duty of Scottish Ministers to promote energy efficiency

Duty of Scottish Ministers to promote renewable heat

Laying of plans and reports

Non-domestic buildings: assessment of energy performance and emissions

Living accommodation: assessment of energy performance and emissions

Duty of local authorities to establish energy efficiency discount schemes

Review of energy efficiency discount schemes

Non-domestic rates: discounts for energy efficiency etc.

Climate change burdens

Tenement Management Scheme: definition of "maintenance"

Permitted development rights

Development plans: inclusion of greenhouse gas emissions policies

Annual report on operation of section 72

Duty of Scottish Water to promote water conservation and water-use efficiency

Chapter 4 – The Scottish civil estate Energy performance of buildings procured for the Scottish civil estate.

Report on the Scottish civil estate

Scottish civil estate: supplementary

Chapter 5 – Waste reduction and recycling Waste prevention and management plans

Information on waste

Recyclable waste: facilities for deposit etc.

Recyclable waste: facilities for deposit at events etc.

Procurement of recyclate

Targets for reduction of packaging etc.

Deposit and return schemes

Deposit and return schemes: designation of scheme administrator

Power to establish scheme administrator

Public engagement

Sustainable development

Equal opportunities

Impact of budget proposals on emissions

Crown application

Subordinate legislation

Subordinate legislation: pre-laying procedure

Interpretation

Minor and consequential modifications

Short title and commencement

Schedule 1 – the Scottish Committee on Climate Change

Schedule 2 – Minor and Consequential Modifications

PARLIAMENTARY HISTORY