



# Climate Change (Scotland) Act 2009

## 2009 asp 12

### PART 1

#### EMISSIONS REDUCTION TARGETS

*[<sup>F1</sup>The interim targets]*

#### Textual Amendments

- F1** S. 2 and cross-heading substituted (23.3.2020) by [Climate Change \(Emissions Reduction Targets\) \(Scotland\) Act 2019 \(asp 15\)](#), ss. 3, 32(2); S.S.I. 2020/66, reg. 2

#### <sup>F12</sup> The interim targets

- (1) The Scottish Ministers must ensure that the net Scottish emissions account for the year—
- (a) 2020 is at least [<sup>F2</sup>48.5%] lower than the baseline,
  - (b) 2030 is at least 75% lower than the baseline, and
  - (c) 2040 is at least 90% lower than the baseline.
- (2) In this Act, each target set out in subsection (1) is known as an “interim target”.]

#### Textual Amendments

- F2** Word in s. 2(1)(a) substituted (31.5.2023) by [The Climate Change \(Scotland\) Act 2009 \(Interim Target\) Amendment Regulations 2023 \(S.S.I. 2023/164\)](#), regs. 1, 2

#### <sup>F3</sup>2A Modification of the interim targets

- (1) The Scottish Ministers may by regulations modify one or more of the percentage figures applying for the purposes of any of the interim targets, so as to substitute a higher or lower figure for the one for the time being mentioned in section 2(1)(a), (b) or (c).

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*Changes to legislation:* There are currently no known outstanding effects for the Climate Change (Scotland) Act 2009, Cross Heading: The interim targets. (See end of Document for details)

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- (2) But regulations under subsection (1) may not substitute a lower percentage figure for an interim target if that figure is—
- (a) inconsistent with the most up-to-date advice the Scottish Ministers have received from the relevant body,
  - (b) not, in that advice, stated to be appropriate on the basis of either scientific knowledge about climate change or current international carbon reporting practice (or both),
  - (c) lower than any percentage figure applying, immediately after the regulations come into force, for an interim target for an earlier year, or
  - (d) lower than 100% for a year which is the same as, or later than, the net-zero emissions target year.
- (3) In preparing a draft of regulations to be made under subsection (1), the Scottish Ministers must have regard to—
- (a) the target-setting criteria, and
  - (b) the most up-to-date advice they have received from the relevant body.
- (4) Subsection (5) applies if—
- (a) the Scottish Ministers lay before the Scottish Parliament for approval a draft of regulations under section A1(3) which modify the net-zero emissions target year to a year earlier than 2045, and
  - (b) any percentage figure applying for the purposes of any interim target for a year which is the same as or later than the proposed net-zero emissions target year, is lower than 100%.
- (5) The Scottish Ministers must, at the same time as or as soon as reasonably practicable after laying the regulations mentioned in subsection (4)(a), lay before the Scottish Parliament for approval a draft of regulations under subsection (1) which modify to 100% a percentage figure mentioned in subsection (4)(b).
- (6) As soon as reasonably practicable after laying for approval a draft of regulations to be made under subsection (1), the Scottish Ministers must publish a statement setting out in respect of each proposed modification of a percentage figure by the regulations—
- (a) their reasons for proposing to modify the percentage figure,
  - (b) the extent to which the proposed modification takes account of the target-setting criteria, and
  - (c) whether the proposed modification is consistent with the most up-to-date advice they have received from the relevant body.]

#### Textual Amendments

- F3** S. 2A inserted (23.3.2020) by [Climate Change \(Emissions Reduction Targets\) \(Scotland\) Act 2019](#) (asp 15), [ss. 4, 32\(2\)](#); [S.S.I. 2020/66](#), reg. 2

**Changes to legislation:**

There are currently no known outstanding effects for the Climate Change (Scotland) Act 2009,  
Cross Heading: The interim targets.