Climate Change (Scotland) Act 2009

2009 asp 12

PART 5 S

OTHER CLIMATE CHANGE PROVISIONS

CHAPTER 1 S

ADAPTATION

Adaptation programmes

53 Programmes for adaptation to climate change S

(1) This section applies where the Secretary of State lays a report under section 56 of the 2008 Act (report on impact of climate change) before Parliament.

(2) The Scottish Ministers must lay a programme before the Scottish Parliament—

(a) setting out—

(i) their objectives in relation to adaptation to climate change;

(ii) their proposals and policies for meeting those objectives;

(iii) the arrangements for involving employers, trade unions and other stakeholders in meeting those objectives;

(iv) the mechanisms for ensuring public engagement in meeting those objectives;

(v) the period within which those proposals and policies will be introduced; and

(b) otherwise addressing the risks identified in the report under section 56 of the 2008 Act.

[[F1](2A) In setting out their objectives under subsection (2)(a)(i), the Scottish Ministers must include an objective in relation to Scotland's contribution to international climate change adaptation in line with international best practice.**]**

(3) Where the report laid under section 56 of the 2008 Act is a subsequent report (within the meaning of subsection (3) of that section), the programme must contain an

assessment of the progress made towards implementing the objectives, proposals and policies set out in the previous programme.

(4) The Scottish Ministers must lay each programme as soon as reasonably practicable after they receive the copy of the Secretary of State's report.

Textual Amendments

F1 S. 53(2A) inserted (23.3.2020) by Climate Change (Emissions Reduction Targets) (Scotland) Act 2019 (asp 15), **ss. 25**, 32(2); S.S.I. 2020/66, reg. 2

Commencement Information

I1 S. 53 in force at 31.10.2009 by S.S.I. 2009/341, **art. 2(2)(a)**

54 Reports on progress towards implementation of programmes for adaptation S

(1) This section applies where the Scottish Ministers lay a programme under section 53(2) before the Scottish Parliament.

(2) The Scottish Ministers must lay before the Scottish Parliament reports setting out their assessment of the progress made towards implementing the objectives, proposals and policies set out in the programme.

(3) The first report under this section must be laid before the Scottish Parliament no later than the expiry of the period of 12 months beginning with the day on which the programme is laid.

(4) The second and subsequent reports under this section must be laid before the Scottish Parliament no later than the expiry of each subsequent period of 12 months.

Commencement Information

I2 S. 54 in force at 31.10.2009 by S.S.I. 2009/341, **art. 2(2)(a)**

55 Progress towards implementation of programmes for adaptation S

(1) This section applies where—

(a) the Scottish Ministers lay a programme under section 53(2) before the Scottish Parliament;

(b) the Secretary of State lays a second or subsequent report under section 56 of the 2008 Act before Parliament.

(2) Where subsection (1)(a) applies, the Scottish Ministers must, before the expiry of the period of 2 years beginning with the day on which the programme is laid, request the relevant body to prepare a report setting out its assessment of the progress made towards implementing the objectives, proposals and policies set out in that programme.

(3) Where subsection (1)(b) applies, the Scottish Ministers must, as soon as reasonably practicable after they receive the copy of the report laid, request the relevant body to prepare a further report setting out its assessment of the progress made towards

implementing the objectives, proposals and policies set out in the most recent programme laid by the Scottish Ministers under section 53(2).

(4) The Scottish Ministers must, as soon as reasonably practicable after they receive the relevant body's report under subsection (2) or, as the case may be, further report under subsection (3), lay it before the Scottish Parliament.

Commencement Information

I3 S. 55 in force at 31.10.2009 by S.S.I. 2009/341, **art. 2(2)(a)**

PROSPECTIVE

56 Reports on programmes for adaptation S

(1) This section applies where—

(a) the Scottish Ministers lay a programme under section 53(2) before the Scottish Parliament;

(b) the Secretary of State lays a second or subsequent report under section 56 of the 2008 Act before Parliament.

(2) Where subsection (1)(a) applies, the advisory body must, before the expiry of the period of 2 years beginning with the day on which the programme is laid, prepare a report setting out its assessment of the progress made towards implementing the objectives, proposals and policies set out in that programme.

(3) Where subsection (1)(b) applies, the advisory body must, as soon as reasonably practicable after the report is laid, prepare a further report setting out its assessment of the progress made towards implementing the objectives, proposals and policies set out in the most recent programme laid by the Scottish Ministers under section 53(2).

(4) The advisory body must, as soon as reasonably practicable after preparing a report under subsection (2) or, as the case may be, a further report under subsection (3), lay it before the Scottish Parliament.

Status:
This version of this chapter contains provisions that are prospective.

Changes to legislation:
There are currently no known outstanding effects for the Climate Change (Scotland) Act 2009, Chapter 1.