



# Water Resources (Scotland) Act 2013

## 2013 asp 5

### PART 2

#### CONTROL OF WATER ABSTRACTION

##### *Role of Ministers*

#### **11 Factors as to approval**

- (1) In deciding whether to approve a qualifying abstraction, the Scottish Ministers must have regard to—
  - (a) the applicant's financial position,
  - (b) the proposed use of the water to be abstracted,
  - (c) any—
    - (i) economic, social or other benefit that may arise in Scotland (or an area within it) in consequence of the abstraction,
    - (ii) adverse impact of any kind that may arise in Scotland (or an area within it) in consequence of the abstraction,
  - (d) any relevant advice given under section 14(3) or (4),
  - (e) such additional factors as they consider to be relevant.
- (2) If the Scottish Ministers do not approve a qualifying abstraction, they must give the applicant their reasons.