



# Water Resources (Scotland) Act 2013

## 2013 asp 5

### PART 2

#### CONTROL OF WATER ABSTRACTION

##### *Regulations etc.*

#### **21 Controlled Activities Regulations**

- (1) Nothing in this Part affects any requirement for an authorisation under the Controlled Activities Regulations.
- (2) An authorisation under the Controlled Activities Regulations is subject to approval of a qualifying abstraction by the Scottish Ministers under this Part, so far as relevant in relation to the activities to which the authorisation relates (except where the authorisation exempts the abstraction under section 7(1)).
- (3) In this Part—
  - (a) “the Controlled Activities Regulations” means the Water Environment (Controlled Activities) (Scotland) Regulations 2011 (S.S.I. 2011/209),
  - (b) a reference to an authorisation under the Controlled Activities Regulations is to an authorisation as defined by regulation 2 of those Regulations.
- (4) The Scottish Ministers may by regulations modify—
  - (a) subsections (1) to (3),
  - (b) section 7(1).
- (5) Regulations may be made under subsection (4) only if the Scottish Ministers consider them to be necessary or expedient in consequence of any revocation or amendment of—
  - (a) the Controlled Activities Regulations, or
  - (b) any subsequent regulations made under section 20 of the 2003 Act.

#### **Commencement Information**

**II** S. 21 in force at 10.6.2013 for specified purposes by S.S.I. 2013/163, art. 3, Sch.

**Changes to legislation:**

Water Resources (Scotland) Act 2013, Section 21 is up to date with all changes known to be in force on or before 18 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- s. 21(5)(b) substituted by [2014 asp 3 sch. 3 para. 10\(3\)](#)