

SCHEDULE 2  
PARTICULAR PURPOSES FOR WHICH  
PROVISION MAY BE MADE UNDER SECTION 18

**PART 1**

LIST OF PURPOSES

*Enforcement and offences*

- 18 (1) Authorising regulators to serve on any persons carrying on regulated activities (whether or not the carrying on of those activities is authorised by or under the regulations) notices, including notices requiring such persons—
- (a) to notify the regulated activities being carried on by them,
  - (b) to take preventative or remedial action at their own expense, including such action in respect of contraventions (actual or potential) of authorisations, or conditions of authorisations, relating to the regulated activities,
  - (c) to provide such financial security as the regulators serving the notices consider appropriate pending the taking of preventative or remedial action required by virtue of paragraph (b),
  - (d) to take steps to remove imminent risks of serious adverse impacts on the environment (whether or not arising from any contraventions such as are mentioned in paragraph (b)),
  - (e) to stop the carrying on of regulated activities (whether or not the notice also requires the person to take such preventative or remedial action as may be specified in the notice).
- (2) Authorising regulators, where such notices are not complied with by persons on whom they are served—
- (a) to take, or arrange for the taking of, preventative or remedial action at the expense of those persons,
  - (b) to impose monetary penalties on those persons.
- (3) Authorising regulators who serve such notices to require the persons on whom the notice is served to pay the cost incurred by the regulators in relation to the service of the notice up to the time of its service.
- (4) Providing for the enforcement of such notices by civil proceedings.
- (5) Specifying a procedure under which monetary penalties such as are mentioned in sub-paragraph (2)(b) may be imposed.
- (6) Authorising regulators, where they are required by virtue of such a procedure to serve a notice, to require the person on whom the notice is served to pay the costs incurred by the regulators in relation to the service of the notice up to the time of its service.
- (7) Providing for the enforcement of such notices by civil proceedings.

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**Commencement Information**

**II** Sch. 2 para. 18 in force at 30.6.2014 by S.S.I. 2014/160, art. 2(1)(2), Sch.

**Changes to legislation:**

There are currently no known outstanding effects for the Regulatory Reform (Scotland) Act 2014, Paragraph 18.