



# Heat Networks (Scotland) Act 2021

## 2021 asp 9

### PART 3

#### HEAT NETWORK ZONES

##### *Designation of heat network zone*

#### **48 Designation of heat network zone by local authority**

- (1) A local authority must, in considering whether to designate an area in its area as a heat network zone, have regard to the following matters—
  - (a) the potential for use by a heat network of—
    - (i) thermal energy generated from renewable sources,
    - (ii) waste heat or cold,
  - (b) buildings in the area that require considerable and consistent use of thermal energy,
  - (c) the nature and extent of existing infrastructure in the area that could assist in the development of a heat network in the area,
  - (d) the potential for a heat network in the area to contribute to meeting the fuel poverty targets,
  - (e) the potential for a heat network in the area to contribute to meeting the targets specified in section 92(1),
  - (f) any building assessment report received under section 65, and
  - (g) such other matter as the Scottish Ministers may specify by regulations.
- (2) Before deciding whether to designate an area as a heat network zone, a local authority must consult such persons, and in such manner, as the Scottish Ministers may specify by regulations.
- (3) Having had regard to the matters mentioned in subsection (1) and complied with the requirements under subsection (2), the local authority may—
  - (a) designate the area as a heat network zone, or
  - (b) decide not to designate the area as a heat network zone.
- (4) If a local authority designates an area as a heat network zone it must—

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*Changes to legislation: There are currently no known outstanding effects for the Heat Networks (Scotland) Act 2021, Section 48. (See end of Document for details)*

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- (a) identify the area in a document by reference to a map,
  - (b) specify in the document the day on which the designation takes effect, and
  - (c) publish the document in such manner as the Scottish Ministers may specify by regulations.
- (5) In subsection (1)(a)(ii), “waste heat or cold” means heat or cold generated as a result of a use of (or process affecting) land, which would disperse unused if released into air or water.

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**Commencement Information**

**I1** S. 48 in force at 16.1.2023 for specified purposes by S.S.I. 2022/376, reg. 2, sch.

**I2** S. 48 in force at 30.5.2023 in so far as not already in force by S.S.I. 2023/148, reg. 2(1)(2)(c)

**Changes to legislation:**

There are currently no known outstanding effects for the Heat Networks (Scotland) Act 2021, Section 48.