

Changes to legislation: Water Environment and Water Services (Scotland) Act 2003, Cross Heading: Modifications to Articles is up to date with all changes known to be in force on or before 25 January 2024. 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. (See end of Document for details) View outstanding changes

[^{F1}SCHEDULE 5 INTERPRETATION OF DIRECTIVES FOR THE PURPOSES OF PART 1

Textual Amendments

- F1** Sch. 5 inserted (31.12.2020) by [The Environment \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2019 \(S.S.I. 2019/26\)](#), regs. 1, **2(6)** (as amended by [S.S.I. 2019/175](#), regs. 1(1)(b), **8(2)**); 2020 c. 1, **Sch. 5 para. 1(1)**

PART 3

THE PRIORITY SUBSTANCES DIRECTIVE

Modifications to Articles

- 26 (1) A reference in Article 3 to a provision of the relevant Directive is to be read as a reference to that provision subject to the modification described by paragraph 25(1) (a) of this schedule.
- (2) Article 3(5a) is to be ignored.
- (3) In sub-paragraph (1), “the relevant Directive” means Commission Directive [2009/90/EC](#) laying down, pursuant to Directive [2000/60/EC](#) of the European Parliament and of the Council, technical specifications for chemical analysis and monitoring of water status.
- 27 Article 4 is to be read as if—
- (a) in paragraph 2(b), the words from “, such as” to the end were omitted,
- (b) in paragraph 3(b), the reference to “Community law” were a reference to [^{F2}assimilated] law.

Textual Amendments

- F2** Word in [sch. 5 para. 27\(b\)](#) substituted (1.1.2024) by [The Retained EU Law \(Revocation and Reform\) Act 2023 \(Consequential Amendments\) \(Scotland\) Regulations 2023 \(S.S.I. 2023/374\)](#), reg. 1(1), **sch. 1 para. 4(4)(a)**

- 28 Article 5 is to be read as if—
- (a) references to Directive [91/414/EEC](#) were references to Regulation [\(EC\) No 1107/2009](#) of the European Parliament and of the Council concerning the placing of plant protection products on the market and repealing Council Directives [79/117/EEC](#) and [91/414/EEC](#),
- (b) paragraph 3 were omitted.
- 29 The following are to be ignored—
- (a) Article 6(2),
- (b) Article 7a(3),
- (c) in Article 8a(1), the final sentence of the second sub-paragraph,
- (d) Article 8b(4),
- (e) Article 8c,

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(f) Article 13.]

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 23(5) inserted by [2014 asp 3 sch. 3 para. 8\(6\)\(b\)](#)