

Climate Change (Scotland) Act 2009

2009 asp 12

PART 5

OTHER CLIMATE CHANGE PROVISIONS

CHAPTER 3

ENERGY EFFICIENCY

Climate change burdens

68 Climate change burdens

After section 46 (health care burdens) of the Title Conditions (Scotland) Act 2003 (asp 9), insert—

“Climate change burdens

46A Climate change burdens

- (1) On and after the day on which this section comes into force, it shall be competent to create a real burden in favour of a public body or trust, or of the Scottish Ministers, for the purpose of reducing greenhouse gas emissions; and any such burden shall be known as a “climate change burden”.
- (2) A climate change burden may only consist of an obligation, in the event of the burdened property being developed, for the property to meet specified mitigation and adaptation standards.
- (3) For the purposes of this section, a “public body” means a body listed in Part I or II of the Schedule to the Title Conditions (Scotland) Act 2003 (Conservation Bodies) Order 2003 (SSI 2003/453).”.

Changes to legislation: There are currently no known outstanding effects for the Climate Change (Scotland) Act 2009, Section 68. (See end of Document for details)

Commencement Information

II S. 68 in force at 1.4.2010 by [S.S.I. 2009/341](#), **art. 2(3)**

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