
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2011 No.

The Water Environment (Controlled Activities) (Scotland) Regulations 2011

PART I

General

Application of the Regulations

- 3.—(1) Subject to paragraph (2), these Regulations apply to—
- (a) activities liable to cause pollution of the water environment;
 - (b) abstraction of water from the water environment;
 - (c) construction, alteration or operation of impounding works in surface water or wetlands;
 - (d) carrying out building or engineering works, or works other than those referred to in paragraph (c)—
 - (i) in inland water (other than groundwater) or wetlands; or
 - (ii) in the vicinity of inland water or wetlands and having or likely to have a significant adverse impact on the water environment;
 - (e) artificial recharge or augmentation of groundwater;
 - (f) the direct or indirect discharge, and any activity likely to cause a direct or indirect discharge, into groundwater of any hazardous substance or other pollutant; and
 - (g) any other activity which directly or indirectly has or is likely to have a significant adverse impact on the water environment.

(2) These Regulations do not apply to any activity for which a licence is needed under Part II of the Food and Environment Protection Act 1985⁽¹⁾ or Part 4 of the Marine Licensing (Scotland) Act 2010⁽²⁾.

(1) 1985 c.48; amended by the Statute Law Repeals Act 1993 (c.50), the Environmental Protection Act 1990 (c.43), the Petroleum Act 1998 (c.17) and the Food Standards Act 1999 (c.28).

(2) 2010 asp 5.