
SCOTTISH STATUTORY INSTRUMENTS

2000 No. 88

The Electricity Lands (Rateable Values) (Scotland) Order 2000

PART I
GENERAL

Citation and commencement

1. This Order may be cited as the Electricity Lands (Rateable Values) (Scotland) Order 2000 and shall come into force on 1st April 2000.

Interpretation

2.—(1) In this Order—

“the 1975 Act” means the Local Government (Scotland) Act 1975;

“a Company”—

(a) for the purposes of article 3(1)(a) and Part II of this Order means—

- (i) Scottish Power UK plc;
- (ii) Scottish and Southern Energy plc; or
- (iii) British Energy Generation (UK) Limited; and

(b) for the purposes of article 3(1)(b) and (c) and Parts III and IV this Order means—

- (i) Scottish Power UK plc; or
- (ii) Scottish and Southern Energy plc;

“declared net capacity”, in relation to generating plant, means the highest generation of electricity at the generator terminals, which can be maintained indefinitely without causing damage to the plant, less so much of that generation as is consumed by the plant, expressed in megawatts to the nearest one hundredth part of a megawatt and calculated on the relevant assumption;

“distribution lands” means the class of lands and heritages prescribed for the purposes of section 6(1) of the 1975 Act in article 3(1)(b) of this Order;

“financial year” means the period of twelve months beginning with 1st April;

“generation lands” means the class of lands and heritages prescribed for the purposes of section 6(1) of the 1975 Act in article 3(1)(a) of this Order;

“generating plant” means plant which is used or available for use for the purposes of generating electricity;

“relevant assumption”—

(a) in relation to generating plant the sole or primary source of energy for which is the burning of oil or coal, is that—

- (i) the temperature of the water entering the cooling system is—

- (aa) 19 degrees Celsius, where the water is circulated on the lands and heritages for re-use in the cooling system; or
 - (bb) 10 degrees Celsius in any other case; and
 - (ii) insofar as they affect the generating plant–
 - (aa) the air temperature is 10 degrees Celsius; and
 - (bb) the air pressure is 1013 millibars;
 - (b) in relation to generating plant the sole or primary source of energy for which is wind power, is that the wind speed is sufficient to power the generating plant at its highest generation of electricity;
 - (c) in relation to generating plant the sole or primary source of energy for which is water power, is that the water flow is sufficient to power the generating plant at its highest generation of electricity; and
 - (d) in any other case, is the assumption specified in paragraph (a)(ii) above;
- “transmission lands” means the class of lands and heritages prescribed for the purposes of section 6(1) of the 1975 Act in article 3(1)(c) of this Order.
- (2) Any reference in this Order to–
- (a) lands and heritages occupied by a Company includes a reference to lands and heritages which, if unoccupied, are owned by a Company; and
 - (b) lands and heritages used for any purpose includes a reference to lands and heritages which are unused but in relation to which it appears that, when next in use, they will be used for such a purpose.

Prescribed classes of lands and heritages

3.—(1) The following classes of lands and heritages are hereby prescribed for the purposes of section 6(1) of the 1975 Act, namely–

- (a) any lands and heritages in Scotland (other than lands and heritages referred to in paragraph (2) below) occupied by a Company and wholly or mainly used for the purposes of the generation of electricity or for ancillary purposes;
- (b) any lands and heritages in Scotland occupied by a Company and wholly or mainly used for the purposes of the distribution of electricity or for ancillary purposes; and
- (c) any lands and heritages in Scotland occupied by a Company and wholly or mainly used for the purposes of the transmission of electricity or for ancillary purposes.

(2) The lands and heritages referred to in paragraph (1)(a) above are lands and heritages falling within the class prescribed by article 3 of the Electricity Generators (Rateable Values) (Scotland) Order 2000(1).