

SCHEDULE 10

SAVINGS AND TRANSITIONAL PROVISIONS

PART 1

General

Activities not requiring a permit, or requiring an environmental licence

4.—(1) This paragraph applies to an existing permit where the permit relates to activity that is not described in any Part A of Part 1 of Schedule 1 or in Schedule 2 to these Regulations (a “legacy permit”).

(2) An operator holding a legacy permit is deemed to have applied on 7th January 2013 for any environmental licence that would otherwise be required for the activity described in the permit.

(3) No fee or charge is payable by the operator to SEPA under any enactment or scheme in respect of such a deemed application.

(4) A legacy permit is, so far as not revoked, to be treated as being revoked on 7th January 2014.

(5) In this paragraph, “environmental licence” means a permit, licence or authorisation under any of—

- (a) these Regulations,
- (b) the 1990 Act,
- (c) the Water Environment (Controlled Activities) (Scotland) Regulations 2011 ^{M1}, or
- (d) the Waste Management Licensing (Scotland) Regulations 2011 ^{M2}.

Marginal Citations

M1 [S.S.I. 2011/209](#).

M2 [S.S.I. 2011/228](#), as amended by [S.S.I. 2012/148](#).

Changes to legislation:

There are currently no known outstanding effects for the The Pollution Prevention and Control (Scotland) Regulations 2012, Paragraph 4.