#### SCOTTISH STATUTORY INSTRUMENTS

#### 2017 No. 101

### **ELECTRICITY**

# The Electricity Works (Environmental Impact Assessment) (Scotland) Regulations 2017

Made - - - - 30th March 2017 Laid before the Scottish Parliament - 31st March 2017

Coming into force 16th May 2017

## THE ELECTRICITY WORKS (ENVIRONMENTAL IMPACT ASSESSMENT) (SCOTLAND) REGULATIONS 2017

#### PART 1

#### INTRODUCTORY

- 1. Citation, commencement, application and extent
- 2. Interpretation
- 3. Prohibition on granting consent without an environmental impact assessment
- 4. Environmental impact assessment
- 5. Environmental impact assessment report

#### PART 2

#### DETERMINING WHETHER EIA IS REQUIRED

- 6. EIA Development
- 7. General provisions relating to screening
- 8. Requests for a screening opinion
- 9. Screening opinions time period for decision

#### PART 3

#### PROCEDURES CONCERNING APPLICATIONS FOR ELECTRICITY ACT CONSENT

- 10. Application without prior screening
- 11. EIA application made without an EIA report

#### PART 4

#### PREPARATION OF ENVIRONMENTAL IMPACT ASSESSMENT REPORTS

- 12. Request for scoping opinions
- 13. Procedure to facilitate preparation of EIA reports

#### PART 5

## PUBLICITY AND PROCEDURES ON SUBMISSION OF ENVIRONMENTAL IMPACT ASSESSMENT REPORTS

- 14. Publication of EIA report
- 14A Temporary relaxation of requirement for publication of EIA report
- 15. Publicity of determinations and provision of information to the planning authority
- 15A Temporary relaxation of requirement for planning authority to make documents available for public inspection
- 16. Procedure where Scottish Ministers receive an EIA report
- 17. Copies of EIA report for the Scottish Ministers
- 17A Temporary relaxation of requirement for hard copies of EIA report for the Scottish Ministers
- 18. Copies of EIA report for the public

#### PART 6

#### ADDITIONAL INFORMATION

- 19. Additional information and evidence relating to EIA reports
- 20. Publication of additional information
- 20A Temporary relaxation of requirement for publication of additional information

#### PART 7

#### NOTIFICATION OF DECISIONS

- 21. Decision notice
- 22. Monitoring measures
- 23. Notification of decision
- 23A Temporary relaxation of requirement to make decision notice available for inspection

#### PART 8

#### APPLICATIONS FOR MULTI-STAGE CONSENT

- 24. Prohibition on granting an application for multi-stage consent without an environmental impact assessment
- 25. Application for multi-stage consent where EIA report previously provided
- 26. Application for multi-stage consent without EIA report
- 27. Modification of Regulations relating to application for multi-stage consent

#### PART 9

#### VARIATION APPLICATIONS

28. Application of Regulations to variation applications

Changes to legislation: There are currently no known outstanding effects for the The Electricity Works (Environmental Impact Assessment) (Scotland) Regulations 2017. (See end of Document for details)

#### PART 10

#### DEVELOPMENT WITH SIGNIFICANT TRANSBOUNDARY EFFECTS

- 29. Development in Scotland likely to have significant effects in an EEA State other than the United Kingdom
- 30. Projects in an EEA State likely to have significant transboundary effects

#### PART 11

#### **MISCELLANEOUS**

- 31. Electronic communications general
- 32. Electronic communications deemed agreement
- 33. Withdrawal of consent to use of electronic communications
- 34. Service of notices etc.
- 35. Access to review procedure before a court
- 36. Co-ordination of assessments
- 37. Competent authority avoidance of conflict of interest
- 38. Offences
- 39. Offences by bodies corporate etc.

#### PART 12

#### **Revocations and Transitional Provisions**

- 40. Transitional provisions general
- 41. Transitional provisions requests for screening opinions
- 42. Amendment of the Electricity Generating Stations (Applications for Variation of Consent) (Scotland) Regulations 2013
- 43. Revocations Signature

SCHEDULE 1 DESCRIPTIONS OF DEVELOPMENT FOR THE PURPOSES OF THE DEFINITION OF "SCHEDULE 1 DEVELOPMENT"

- 1. Descriptions of development
- 2. Any change to or extension (including a change in the...

SCHEDULE 2 DESCRIPTION OF DEVELOPMENT FOR THE PURPOSES OF THE DEFINITION OF "SCHEDULE 2 DEVELOPMENT"

1.

- 2. Any change to or extension (including a change in the...
- 3. For the purpose of this schedule— "marine protected area" means...

## SCHEDULE 3 SELECTION CRITERIA FOR SCREENING SCHEDULE 2 DEVELOPMENT

- 1. Characteristics of development
- 2. Location of development
- 3. Characteristics of the potential impact

SCHEDULE 4 INFORMATION FOR INCLUSION IN ENVIRONMENTAL IMPACT ASSESSMENT REPORTS

1. A description of the development, including in particular:

Changes to legislation: There are currently no known outstanding effects for the The Electricity Works (Environmental Impact Assessment) (Scotland) Regulations 2017. (See end of Document for details)

- 2. A description of the reasonable alternatives (for example in terms...
- 3. A description of the relevant aspects of the current state...
- 4. A description of the factors specified in regulation 4(3) likely...
- 5. A description of the likely significant effects of the development...
- 6. A description of the forecasting methods or evidence, used to...
- 7. A description of the measures envisaged to avoid, prevent, reduce...
- 8. A description of the expected significant adverse effects of the...
- 9. A non-technical summary of the information provided under paragraphs 1...
- 10. A reference list detailing the sources used for the descriptions... Explanatory Note

Changes to legislation:
There are currently no known outstanding effects for the The Electricity Works (Environmental Impact Assessment) (Scotland) Regulations 2017.