
SCOTTISH STATUTORY INSTRUMENTS

2017 No. 101

ELECTRICITY

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

<i>Made</i>	- - - -	<i>30th March 2017</i>
<i>Laid before the Scottish Parliament</i>	- -	<i>31st March 2017</i>
<i>Coming into force</i>		<i>16th May 2017</i>

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

Status: This is the original version (as it was originally made).

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
15. Publicity of determinations and provision of information to the planning authority
16. Procedure where Scottish Ministers receive an EIA report
17. 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

PART 7

NOTIFICATION OF DECISIONS

21. Decision notice
22. Monitoring measures
23. Notification of decision

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

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 another 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”

Descriptions of development

SCHEDULE 2 DESCRIPTION OF DEVELOPMENT FOR THE PURPOSES OF THE DEFINITION OF “SCHEDULE 2 DEVELOPMENT”

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:
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 points 1...
10. A reference list detailing the sources used for the descriptions...

Explanatory Note