

SCHEDULE 2

Regulation 2(1)

DESCRIPTIONS OF DEVELOPMENT AND APPLICABLE THRESHOLDS AND CRITERIA FOR THE PURPOSES OF THE DEFINITION OF “SCHEDULE 2 DEVELOPMENT”

1. In the table below—

“area of the works” includes any area occupied by apparatus, equipment, machinery, materials, plant, spoil heaps or other facilities or stores required for construction or installation;

“controlled waters” has the same meaning as in section 30A(1) of the Control of Pollution Act 1974 <sup>M1</sup>; and

“floorspace” means the floorspace in a building or buildings.

**Marginal Citations**

**M1** Section 30A was inserted by the Water Act 1989 (c.15), Schedule 23, paragraph 4 and amended by the Environment Act 1995 (c.25), Schedule 22, paragraph 29(2), and Schedule 4.

2. The table below sets out the descriptions of development and applicable thresholds and criteria for the purposes of classifying development as Schedule 2 development.

**TABLE**

<i>Column 1 Description of development</i>	<i>Column 2 Applicable thresholds and criteria</i>
The carrying out of development to provide any of the following:—	
<b>1. Agriculture and aquaculture</b>	
(a) Projects for the use of uncultivated land or semi-natural areas for intensive agricultural purposes;	The area of the development exceeds 0.5 hectare.
(b) Water management projects for agriculture, including drainage projects, but excluding irrigation projects;	The area of the works exceeds one hectare.
(c) Intensive livestock installations (unless otherwise included in schedule 1);	The area of floorspace exceeds 500 square metres.
(d) Intensive fish farming;	(i) the installation resulting from the development is designed to produce more than 10 tonnes of dead fish weight per year;
	(ii) where the development is situated in marine waters, the development is designed to hold a biomass of 100 tonnes or greater; or
	(iii) the development will extend to 0.1 hectare or more of the surface area of the marine waters, including any proposed structures or excavations.
(e) Reclamation of land from the sea.	All development.
<b>2. Extractive industry</b>	

**Changes to legislation:** There are currently no known outstanding effects for the The Town and Country Planning (Environmental Impact Assessment) (Scotland) Regulations 2017, SCHEDULE 2. (See end of Document for details)

- (a) Quarries, open-cast mining and peat extraction (unless included in Schedule 1); All development except the construction of buildings or other ancillary structures where the floorspace does not exceed 1,000 square metres.
- (b) Underground mining;
- (c) Extraction of minerals by marine or fluvial dredging; All development.
- (d) Deep drillings, in particular—
  - (i) in relation to any type of drilling, the area of the works exceeds 1 hectare; or
  - (i) Geothermal drilling; (ii) in relation to geothermal drilling and drilling for the storage of nuclear waste material, the drilling is within 100 metres of any controlled waters.
  - (ii) Drilling for the storage of nuclear waste material;
  - (iii) Drilling for water supplies;
 with the exception of drillings for investigating the stability of the soil.
- (e) Surface industrial installations for the extraction of coal, petroleum, natural gas and ores, as well as bituminous shale. The area of the development exceeds 0.5 hectare.

**3. Energy industry**

- (a) Industrial installations for the production of electricity, steam and hot water (unless included in schedule 1); The area of the development exceeds 0.5 hectare.
- (b) Industrial installations for carrying gas, steam and hot water; The area of the works exceeds 1 hectare.
- (c) Transmission of electrical energy by overhead cables (unless included in schedule 1);
  - (i) The area of the works exceeds 1 hectare;
  - (ii) the purpose of which installation is to connect the electric line to a generating station the construction or operation of which requires consent under section 36 of the Electricity Act 1989  
M2  
; or
  - (iii) an electric line installed above ground with a voltage of 132 kilovolts or more, the installation of which (or the keeping installed of which) requires consent under section 37 of the Electricity Act 1989.
- (d) Surface storage of natural gas; (i) the area of any building, deposit or structure exceeds 500 square metres; or
- (e) Underground storage of combustible gases; (ii) a building, deposit or structure is to be sited within 100 metres of any controlled waters.
- (f) Surface storage of fossil fuels;

- (g) Industrial briquetting of coal and lignite; The area of floorspace exceeds 1,000 square metres.
- (h) Installations for the processing and storage of radioactive waste (unless included in schedule 1);
- (i) Installations for hydroelectric energy production;
- (j) Installations for the harnessing of wind power for energy production (wind farms);
- (k) installations for the capture of carbon dioxide streams for the purposes of geological storage [<sup>F2</sup>(pursuant to Chapter 3 of Part 1 of the Energy Act 2008 and any law of any part of the United Kingdom that implemented the CCS Directive)] from installations not referred to in schedule 1.
- (i) the area of floorspace exceeds 1,000 square metres; or
- (ii) the installation resulting from the development will require an authorisation or the variation of an authorisation under the [<sup>F1</sup>Environmental Authorisations (Scotland) Regulations 2018].
- The installation is designed to produce more than 0.5 megawatts.
- (i) the development involves the installation of more than 2 turbines; or
- (ii) the hub height of any turbine or height of any other structure exceeds 15 metres.
- All development.

#### **4. Production and processing of metals**

- (a) Installations for the production of pig iron or steel (primary or secondary fusion) including continuous casting; The area of floorspace exceeds 1,000 square metres.
- (b) Installations for the processing of ferrous metals—
- (i) hot-rolling mills;
- (ii) smitheries with hammers;
- (iii) application of protective fused metal coats;
- (c) Ferrous metal foundries;
- (d) Installations for the smelting, including the alloyage, of non-ferrous metals, excluding precious metals, including recovered products (refining, foundry casting, etc.); The area of the floor space exceeds 1,000 square metres.
- (e) Installations for surface treatment of metals and plastic materials using an electrolytic or chemical process;

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- (f) Manufacture and assembly of motor vehicles and manufacture of motor-vehicle engines;
- (g) Shipyards;
- (h) Installations for the construction and repair of aircraft;
- (i) Manufacture of railway equipment;
- (j) Swaging by explosives;
- (k) Installations for the roasting and sintering of metallic ores.

**5. Mineral industry**

- (a) Coke ovens (dry coal distillation); The area of floorspace exceeds 1,000 square metres.
- (b) Installations for the manufacture of cement;
- (c) Installations for the production of asbestos and the manufacture of asbestos-based products (unless included in schedule 1);
- (d) Installations for the manufacture of glass including glass fibre;
- (e) Installations for smelting mineral substances including the production of mineral fibres;
- (f) Manufacture of ceramic products by burning, in particular roofing tiles, bricks, refractory bricks, tiles, stoneware or porcelain.

**6. Chemical industry (unless included in schedule 1)**

- (a) Treatment of intermediate products and production of chemicals; The area of floorspace exceeds 1,000 square metres.
- (b) Production of pesticides and pharmaceutical products, paint and varnishes, elastomers and peroxides; The area of floor space exceeds 1,000 square metres.
- (c) Storage facilities for petroleum, petrochemical and chemical products. (i) The area of any building or structure exceeds 0.05 hectare; or  
(ii) more than 200 tonnes of petroleum, petrochemical or chemical products is to be stored at any one time.

**7. Food industry**

- (a) Manufacture of vegetable and animal oils and fats; The area of floorspace exceeds 1,000 square metres.

- (b) Packing and canning of animal and vegetable products;
- (c) Manufacture of dairy products;
- (d) Brewing and malting;
- (e) Confectionery and syrup manufacture;
- (f) Installations for the slaughter of animals;
- (g) Industrial starch manufacturing installations;
- (h) Fish-meal and fish-oil factories;
- (i) Sugar factories.

**8. Textile, leather, wood and paper industries**

- (a) Industrial plants for the production of paper and board (unless included in schedule 1); The area of floorspace exceeds 1,000 square metres.
- (b) Plants for the pre-treatment (operations such as washing, bleaching, mercerisation) or dyeing of fibres or textiles;
- (c) Plants for the tanning of hides and skins;
- (d) Cellulose-processing and production installations.

**9. Rubber industry**

Manufacturing and treatment of elastomer-based products. The area of floorspace exceeds 1,000 square metres

**10. Infrastructure projects**

- (a) Industrial estate development projects; The area of the development exceeds 0.5 hectare.
- (b) Urban development projects, including the construction of shopping centres and car parks, sport stadiums, leisure centres and multiplex cinemas;
- (c) Construction of intermodal transshipment facilities and of intermodal terminals (unless included in schedule 1);
- (d) Construction of railways (unless included in schedule 1); The area of the works exceeds 1 hectare.
- (e) Construction of airfields (unless included in schedule 1);
  - (i) The development involves an extension to a runway; or
  - (ii) the area of the works exceeds 1 hectare.
- (f) Construction of roads (unless included in schedule 1); The area of the works exceeds 1 hectare.

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- (g) Construction of harbours and port installations, including fishing harbours (unless included in schedule 1);
- (h) Inland-waterway construction not included in schedule 1, canalisation and flood-relief works;
- (i) Dams and other installations designed to hold water or store it on a long-term basis (unless included in schedule 1);
- (j) Tramways, elevated and underground railways, suspended lines or similar lines of a particular type, used exclusively or mainly for passenger transport;
- (k) Oil and gas pipeline installations and pipelines for the transport of carbon dioxide streams for the purposes of geological storage (unless included in schedule 1);
  - (i) the area of the work exceeds 1 hectare; or
  - (ii) in the case of a gas pipeline, the installation has a design operating pressure exceeding 7 bar gauge.
- (l) Installations of long-distance aqueduct;
- (m) Coastal work to combat erosion and maritime works capable of altering the coast through the construction, for example, of dykes, moles, jetties and other sea defence works, excluding the maintenance and reconstruction of such works; All development.
- (n) Groundwater abstraction and artificial groundwater recharge schemes not included in schedule 1; The area of the works exceeds 1 hectare.
- (o) Works for the transfer of water resources between river basins not included in schedule 1;
- (p) Motorway service areas. The area of the development exceeds 0.5 hectare.

**11. Other projects**

- (a) Permanent racing and test tracks for motorized vehicles; The area of the development exceeds 1 hectare.
- (b) Installations for the disposal of waste (unless included in schedule 1);
  - (i) The disposal is by incineration; or
  - (ii) the area of the development exceeds 0.5 hectare; or
  - (iii) the installation is to be sited within 100 metres of any controlled waters.
- (c) Waste-water treatment plants (unless included in schedule 1); The area of the development exceeds 1,000 square metres.

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| (d) Sludge-deposition sites;   | (i) The area of deposit or storage exceeds 0.5 hectare; or                               |
| (e) Storage of scrap iron, including scrap vehicles;                       | (ii) a deposit is to be made or scrap stored within 100 metres of any controlled waters. |
| (f) Test benches for engines, turbines or reactors;                        | The area of floorspace exceeds 1,000 square metres.                                      |
| (g) Installations for the manufacture of artificial mineral fibres;        |  |
| (h) Installations for the recovery or destruction of explosive substances; |  |
| (i) Knackers' yards.   |  |

**12. Tourism and leisure**

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|---|--|
| (a) Ski-runs, ski-lifts and cable cars and associated developments;                       | (i) The area of the works exceeds 1 hectare; or<br>(ii) the height of any building or other structure exceeds 15 metres. |
| (b) Marinas;  | The area of the enclosed water surface exceeds 1,000 square metres.  |
| (c) Holiday villages and hotel complexes outside urban areas and associated developments; | The area of the development exceeds 0.5 hectare.   |
| (d) Theme parks;  | All development  |
| (e) Permanent camp sites and caravan sites;   | The area of the development exceeds 1 hectare.   |
| (f) Golf courses and associated developments.   | The area of the development exceeds 1 hectare  |

**13.**

Any change to or extension of development of a description mentioned in paragraphs 1 to 12 of Column 1 of this table where that development is already authorised, executed or in the process of being executed.	The thresholds and criteria in the corresponding part of Column 2 of this table applied to the development as changed or extended are met or exceeded and in such a case the change or extension may have significant adverse effects on the environment.
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**14.**

Any change to or extension of development of a description mentioned in schedule 1 (other than a change or extension falling within paragraph 24 of schedule 1) where that development is already authorised, executed or in the process of being executed.	The thresholds and criteria in Column 2 of the paragraph of this table indicated below applied to the development as changed or extended are met or exceeded and in such a case the change or extension may have significant adverse effects on the environment.
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Paragraph in schedule 1	Paragraph of this table
1	6(a)

**Changes to legislation:** There are currently no known outstanding effects for the *The Town and Country Planning (Environmental Impact Assessment) (Scotland) Regulations 2017, SCHEDULE 2.* (See end of Document for details)

2(1)	3(a)
2(2)	3(h)
3	3(h)
4	4
5	5
6	6(a)
7(1)	10(d) (in relation to railways) or 10(e) (in relation to airports)
7(2) and (3)	10(f)
8(1)	10(h)
8(2)	10(g)
9	11(b)
10	11(b)
11	10(n)
12	10(o)
13	11(c)
14	2(e)
15	10(i)
16	10(k)
17	1(c)
18	8(a)
19	2(a)
20	3(c)
21	6(c)
22	3(k)
23	3(k)

**15.**

Development of a description mentioned in All development.  
 schedule 1, undertaken exclusively or mainly  
 for the development and testing of new methods  
 or products and not used for more than two  
 years.

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<b>F1</b>	Words in sch. 2 para. 2 table substituted (1.9.2018) by <a href="#">The Environmental Authorisations (Scotland) Regulations 2018 (S.S.I. 2018/219), reg. 1, sch. 6 para. 18</a> (with reg. 78, sch. 5 para. 2)
<b>F2</b>	Words in sch. 2 substituted (31.12.2020) by virtue of <a href="#">The Town and Country Planning and Electricity Works (EU Exit) (Scotland) (Miscellaneous Amendments) Regulations 2019 (S.S.I. 2019/80)</a> , regs. 1,



**Changes to legislation:** There are currently no known outstanding effects for the The Town and Country Planning (Environmental Impact Assessment) (Scotland) Regulations 2017, SCHEDULE 2. (See end of Document for details)

**5(12)** (as amended by S.S.I. 2019/274, regs. 1, **2(2)** and S.S.I. 2020/310, regs. 1, **2(2)**, 4(2)); 2020 c. 1, **Sch. 5 para. 1(1)**

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**Marginal Citations**

**M2** 1989 c.29.

**Changes to legislation:**

There are currently no known outstanding effects for the The Town and Country Planning (Environmental Impact Assessment) (Scotland) Regulations 2017, SCHEDULE 2.