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SCOTTISH STATUTORY INSTRUMENTS

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**2018 No. 219**

**The Environmental Authorisations (Scotland) Regulations 2018**

**PART 8**

**Information and publicity**

**Commercially confidential information**

**40.**—(1) For the purposes of these Regulations, information is commercially confidential to the extent that its disclosure would, or would be likely to, prejudice substantially the confidentiality of commercial or industrial information where such confidentiality is provided for by law to protect a legitimate economic interest.

(2) Information which is commercially confidential may only be included in the register if the person giving the information to SEPA consents to its inclusion.

(3) Nothing in this regulation prevents SEPA from including information in the register where it is contained in or otherwise held with other information not made available unless the information is not reasonably capable of being separated for the purposes of inclusion.