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SCOTTISH STATUTORY INSTRUMENTS

2021 No. 383

**EXITING THE EUROPEAN UNION
ENVIRONMENTAL PROTECTION**

**The Storage of Carbon Dioxide (Licensing etc.) (EU Exit)
(Scotland) (Amendment) Amendment Regulations 2021**

Made - - - - 29th October 2021
Laid before the Scottish
Parliament - - - - 2nd November 2021
Coming into force - - 30th November 2021

The Scottish Ministers make the following Regulations in exercise of the powers conferred by paragraph 1(1) and (3) of schedule 2 of the European Union (Withdrawal) Act 2018⁽¹⁾ and all other powers enabling them to do so.

Citation and commencement

1. These Regulations may be cited as the Storage of Carbon Dioxide (Licensing etc.) (EU Exit) (Scotland) (Amendment) Amendment Regulations 2021 and come into force on 30 November 2021.

Amendment of the Storage of Carbon Dioxide (Licensing etc.) (EU Exit) (Scotland) (Amendment) Regulations 2021

2.—(1) The Storage of Carbon Dioxide (Licensing etc.) (EU Exit) (Scotland) (Amendment) Regulations 2021⁽²⁾ are amended in accordance with paragraph (2).

(2) For regulation 8 (amendment of the Storage of Carbon Dioxide (Licensing etc.) (Scotland) Regulations 2011) substitute—

“8. In paragraph 5(2) (interpretation) of schedule 1 (provisions to be included in a licence), after “Regulation (EC) No 1013/2006” insert “as that Directive had effect immediately before IP completion day”.”

(1) 2018 c. 16, to which there are amendments not relevant to these Regulations.
(2) [S.S.I. 2021/354](#) which comes into force on 1 December 2021.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

St Andrew's House,
Edinburgh
29th October 2021

MICHAEL MATHESON
A member of the Scottish Government

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made in exercise of the powers conferred by paragraph 1(1) and (3) of schedule 2 of the European Union (Withdrawal) Act 2018 (c. 16). They correct an error in the Storage of Carbon Dioxide (Licensing etc.) (EU Exit) (Scotland) (Amendment) Regulations 2021 (S.S.I. 2021/354) (“the 2021 Regulations”). Regulation 2 amends regulation 8 of the 2021 Regulations.

The 2021 Regulations make amendments to legislation concerning the licensing regime for the geological storage of carbon dioxide. Those amendments address failures of retained EU law to operate effectively and other deficiencies (in particular under section 8(2)(d) and (g) of that Act) arising from the withdrawal of the United Kingdom from the European Union.

No Business and Regulatory Impact Assessment has been prepared in relation to these Regulations, as no impact upon business, charities or voluntary bodies is foreseen.