



Natural Heritage (Scotland) Act 1991

1991 CHAPTER 28

PART I

SCOTTISH NATURAL HERITAGE

Functions of SNH

2 General functions of Scottish Natural Heritage

(1) SNH shall have the following general functions—

- (a) the provision of advice to the Secretary of State or any other minister on the development and implementation of policies for or affecting the natural heritage of Scotland;
- (b) the provision of advice and the dissemination of knowledge to any persons (including the provision and promotion of publicity and information services) about the natural heritage (including its use and enjoyment) and any matters arising from the discharge of its [^{F1}natural heritage] functions;
- (c) the commissioning or support (whether by financial means or otherwise) of [^{F2}any research, inquiry or investigation] which in its opinion is relevant to any of its [^{F3}natural heritage] functions or, in the case of [^{F2}any research, inquiry or investigation] which is directly related to its [^{F3}natural heritage] functions, if it considers it appropriate to do so initiating and carrying out such research [^{F4}, inquiry or investigation itself or in collaboration with any other person];
- (d) the power to accept any gift or contribution made to it for the purposes of any of its functions and, subject to the terms of such gift or contribution, it shall apply the gift or contribution to those purposes;
- (e) the power to form or promote or join with any other person in forming or promoting companies [^{F5}under the Companies Act 2006];
- (f) the power to form partnerships with other persons; and
- (g) the power to do all such other things as are incidental or conducive to the discharge of its functions including (without prejudice to the generality of this

Changes to legislation: There are currently no known outstanding effects for the Natural Heritage (Scotland) Act 1991, Section 2. (See end of Document for details)

paragraph) the power to make charges for any service undertaken by it and the power to acquire, hold and dispose of land or any interest in or right over land.

- (2) SNH may, and if so requested by the Secretary of State or any general, regional or district planning authority shall, advise the Secretary of State or, as the case may be, the authority in relation to any matter arising under [F6 the Town and Country Planning (Scotland) Act 1997, the Planning (Listed Buildings and Conservation Areas) (Scotland) Act 1997 and the Planning (Hazardous Substances) (Scotland) Act 1997] which affects the natural heritage of Scotland.

Textual Amendments

- F1** Words in s. 2(1)(b) inserted (1.8.2010) by Public Services Reform (Scotland) Act 2010 (asp 8), s. 134(7), **Sch. 1 para. 3(a)**; S.S.I. 2010/221, art. 3(2), Sch.
- F2** Words in s. 2(1)(c) substituted (1.8.2010) by Public Services Reform (Scotland) Act 2010 (asp 8), s. 134(7), **Sch. 1 para. 3(b)(i)**; S.S.I. 2010/221, art. 3(2), Sch.
- F3** Words in s. 2(1)(c) inserted (1.8.2010) by Public Services Reform (Scotland) Act 2010 (asp 8), s. 134(7), **Sch. 1 para. 3(b)(ii)**; S.S.I. 2010/221, art. 3(2), Sch.
- F4** Words in s. 2(1)(c) substituted (1.8.2010) by Public Services Reform (Scotland) Act 2010 (asp 8), s. 134(7), **Sch. 1 para. 3(b)(iii)**; S.S.I. 2010/221, art. 3(2), Sch.
- F5** Words in s. 2(1)(e) substituted (1.10.2009) by The Companies Act 2006 (Consequential Amendments, Transitional Provisions and Savings) Order 2009 (S.I. 2009/1941), art. 1(2), **Sch. 1 para. 121** (with art. 10)
- F6** Words in s. 2(2) substituted (27.5.1997) by 1997 c. 11, ss. 4, 6(2), **Sch. 2 para. 48(1)**

Commencement Information

- I1** S. 2 wholly in force at 1. 4. 1992; S. 2 not in force at Royal Assent see s. 28(2); S. 2(1) wholly in force at 27.11.1991 and s. 2(2) wholly in force at 1. 4. 1992 by S.I. 1991/2633, arts. 3, 4, **Sch.**;

Changes to legislation:

There are currently no known outstanding effects for the Natural Heritage (Scotland) Act 1991, Section 2.