

STATUTORY INSTRUMENTS

**1994 No. 2716**

**The Conservation (Natural Habitats, &c.) Regulations 1994**

**[<sup>F1</sup>PART II**

**CONSERVATION OF NATURAL HABITATS AND HABITATS OF SPECIES**

*European sites*

**[<sup>F1</sup>Meaning of “European site” in these Regulations**

**10.—(1)** In these Regulations a “European site” means—

- (a) a special area of conservation,
- (b) a site of Community importance which has been placed on the list referred to in the third sub-paragraph of Article 4(2) of the Habitats Directive [<sup>F2</sup>before exit day],

<sup>F3</sup>(c) .....

- (d) an area classified [<sup>F4</sup>before exit day] pursuant to [<sup>F5</sup>Article 4(1) or (2) of Council Directive 1979/409/EEC on the conservation of wild birds or] Article 4(1) or (2) of the Wild Birds Directive [<sup>F6</sup>or classified after exit day under the retained transposing regulations][<sup>F7</sup>, or]

[<sup>F8</sup>(e) a site which before exit day has been proposed to the European Commission in accordance with Article 4(1) of the Habitats Directive until such time as—

- (i) the site is designated as a special area of conservation under regulation 7 or under the equivalent provision in the other retained transposing regulations; or
- (ii) the Scottish Ministers give notice of their intention not to designate the site, setting out the reasons for their decision, in accordance with regulation 112(3).]

<sup>F9</sup>(2) .....

**Textual Amendments**

**F1** Regulations revoked (E.W.) (1.4.2010 except so far as relating to the revocation in relation to W. of reg. 36 and specified words in reg. 3(3), 12.12.2014 in so far as not already in force) by [The Conservation of Habitats and Species Regulations 2010 \(S.I. 2010/490\)](#), regs. 1(2)(4)(b), **133(3)** (with regs. 125, 134)

**F2** Words in [reg. 10\(1\)\(b\)](#) inserted (31.12.2020) by [The Conservation \(Natural Habitats, &c.\) \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2019 \(S.S.I. 2019/113\)](#), regs. 1, **12(2)(a)**; 2020 c. 1, Sch. 5 para. 1(1)

**F3** [Reg. 10\(1\)\(c\)](#) omitted (31.12.2020) by virtue of [The Conservation \(Natural Habitats, &c.\) \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2019 \(S.S.I. 2019/113\)](#), regs. 1, **12(2)(b)**; 2020 c. 1, Sch. 5 para. 1(1)

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**Changes to legislation:** *There are currently no known outstanding effects for the The Conservation (Natural Habitats, &c.) Regulations 1994, Section 10. (See end of Document for details)*

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- F4** Words in reg. 10(1)(d) inserted (31.12.2020) by The Conservation (Natural Habitats, &c.) (EU Exit) (Scotland) (Amendment) Regulations 2019 (S.S.I. 2019/113), regs. 1, **12(2)(c)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F5** Words in reg. 10(1)(d) inserted (14.9.2015) by The Town and Country Planning (Miscellaneous Amendments) (Scotland) Regulations 2015 (S.S.I. 2015/249), regs. 1, **2(2)**
- F6** Words in reg. 10(1)(d) inserted (31.12.2020) by The Conservation (Natural Habitats, &c.) (EU Exit) (Scotland) (Amendment) Regulations 2019 (S.S.I. 2019/113), regs. 1, **12(2)(c)(ii)**; 2020 c. 1, Sch. 5 para. 1(1)
- F7** Reg. 10(1)(e) and word inserted (S.) (29.11.2004) by The Conservation (Natural Habitats, &c.) Amendment (Scotland) Regulations 2004 (S.S.I. 2004/475), regs. 1(1), **6(b)** (with regs. 20, 21)
- F8** Reg. 10(1)(e) substituted (31.12.2020) by The Conservation (Natural Habitats, &c.) (EU Exit) (Scotland) (Amendment) Regulations 2019 (S.S.I. 2019/113), regs. 1, **12(2)(d)**; 2020 c. 1, Sch. 5 para. 1(1)
- F9** Reg. 10(2) omitted (31.12.2020) by virtue of The Conservation (Natural Habitats, &c.) (EU Exit) (Scotland) (Amendment) Regulations 2019 (S.S.I. 2019/113), regs. 1, **12(3)**; 2020 c. 1, Sch. 5 para. 1(1)

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**Commencement Information**

- I1** Reg. 10 in force at 30.10.1994, see **reg. 1(2)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Conservation (Natural Habitats, &c.) Regulations 1994, Section 10.