

*Changes to legislation:* There are currently no known outstanding effects for the Environmental Assessment (Scotland) Act 2005, SCHEDULE 2. (See end of Document for details)

## SCHEDULE 2

(introduced by section 7(2))

### CRITERIA FOR DETERMINING THE LIKELY SIGNIFICANCE OF EFFECTS ON THE ENVIRONMENT

- 1 The characteristics of plans and programmes, having regard, in particular to—
- (a) the degree to which the plan or programme sets a framework for projects and other activities, either with regard to the location, nature, size and operating conditions or by allocating resources;
  - (b) the degree to which the plan or programme influences other plans and programmes including those in a hierarchy;
  - (c) the relevance of the plan or programme for the integration of environmental considerations in particular with a view to promoting sustainable development;
  - (d) environmental problems relevant to the plan or programme; and
  - (e) the relevance of the plan or programme for the implementation of <sup>F1</sup>[<sup>F2</sup>assimilated] law] on the environment (for example, plans and programmes linked to waste management or water protection).

#### Textual Amendments

- F1** Words in [sch. 2 para. 1\(e\)](#) substituted (31.12.2020) by [The Environmental Assessment \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2019 \(S.S.I. 2019/178\)](#), regs. 1(2)(b), **3(6)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Word in [sch. 2 para. 1\(e\)](#) substituted (1.1.2024) by [The Retained EU Law \(Revocation and Reform\) Act 2023 \(Consequential Amendments\) \(Scotland\) Regulations 2023 \(S.S.I. 2023/374\)](#), reg. 1(1), **sch. 1 para. 5(7)**

#### Commencement Information

- II** Sch. 2 para. 1 in force at 20.2.2006 by [S.S.I. 2006/19](#), **art. 2**

- 2 Characteristics of the effects and of the area likely to be affected, having regard, in particular, to—
- (a) the probability, duration, frequency and reversibility of the effects;
  - (b) the cumulative nature of the effects;
  - (c) the transboundary nature of the effects;
  - (d) the risks to human health or the environment (for example, due to accidents);
  - (e) the magnitude and spatial extent of the effects (geographical area and size of the population likely to be affected);
  - (f) the value and vulnerability of the area likely to be affected due to—
    - (i) special natural characteristics or cultural heritage;
    - (ii) exceeded environmental quality standards or limit values; or
    - (iii) intensive land-use; and
  - (g) the effects on areas or landscapes which have a recognised national <sup>F3</sup>... or international protection status.

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**Textual Amendments**

- F3** Word in [sch. 2 para. 2](#) omitted (31.12.2020) by virtue of [The Environmental Assessment \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2019 \(S.S.I. 2019/178\)](#), regs. 1(2)(b), **3(6)(b)**; 2020 c. 1, [Sch. 5 para. 1\(1\)](#)
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**Commencement Information**

- I2** Sch. 2 para. 2 in force at 20.2.2006 by [S.S.I. 2006/19](#), [art. 2](#)

**Changes to legislation:**

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