
SCOTTISH STATUTORY INSTRUMENTS

2017 No. 389

**The Water Environment (Miscellaneous)
(Scotland) Regulations 2017**

PART III

**MISCELLANEOUS AMENDMENTS OF THE WATER ENVIRONMENT
(CONTROLLED ACTIVITIES) (SCOTLAND) REGULATIONS 2011**

Amendment of regulation 8 (water use licence)

4. For regulation 8(2), substitute—

“(2) SEPA must impose such conditions as it considers necessary or expedient for the purposes of—

- (a) protection of the water environment;
 - (b) enhancement of the water environment; or
 - (c) protection of the interests of other users of the water environment,
- and such conditions may include monitoring requirements.”.

Amendment of regulation 15 (determination of application)

5. In regulation 15(6)—

- (a) after “available to the public” insert “as soon as reasonably practicable”; and
- (b) for sub-paragraph (d) substitute—

“(d) if the application is granted, details of any conditions imposed under regulation 8(2).”.

Amendment of part 2 of schedule 4 (relevant legislation)

6. In part 2 of schedule 4, omit:—

- (a) “The Control of Pollution (Silage Slurry and Agricultural Fuel Oil) (Scotland) Regulations 2003”;
- (b) “The Action Programme for Nitrate Vulnerable Zones (Scotland) Regulations 2008”; and
- (c) “The Management of Extractive Waste (Scotland) Regulations 2010”.

Amendment of schedule 8 (register)

7. In schedule 8, for paragraph 1(g) substitute—

“(g) in the case of an application in respect of a controlled activity that SEPA considered likely to have a significant adverse impact on the water environment, the matters outlined at regulation 15(6)(b) to (d).”.