

---

SCOTTISH STATUTORY INSTRUMENTS

---

**2005 No. 494**

**The Civil Contingencies Act 2004 (Contingency Planning) (Scotland) Regulations 2005**

**PART 2**

**General**

**Existing emergency planning duties**

**9.** Scottish Category 1 responders need not perform a duty under section 2(1) in relation to any emergency which is—

- (a) a major accident, within the meaning of regulation 2(1) of the Control of Major Accident Hazards Regulations [<sup>F1</sup>2015], resulting from developments in the course of the operation of an establishment to which Part 2 of those Regulations applies;
- (b) a major accident, within the meaning of regulation 2(1) of the Pipelines Safety Regulations 1996<sup>(1)</sup>, involving a dangerous fluid (within the meaning of those Regulations) which is in, or has been conveyed in, a pipeline to which those Regulations apply; or
- (c) a radiation emergency, within the meaning of regulation 2 of the [<sup>F2</sup>Radiation (Emergency Preparedness and Public Information) Regulations 2019], which results from work with ionising radiation (within the meaning of those Regulations) to which those Regulations apply.

**Textual Amendments**

**F1** Word in reg. 9(a) substituted (1.6.2015) by [The Control of Major Accident Hazards Regulations 2015 \(S.I. 2015/483\)](#), reg. 1(1), **Sch. 6 para. 1** (with reg. 3(2))

**F2** Words in reg. 9(c) substituted (22.5.2019) by [The Radiation \(Emergency Preparedness and Public Information\) Regulations 2019 \(S.I. 2019/703\)](#), reg. 1(1), **Sch. 10 para. 4** (with reg. 3)

**Commencement Information**

**I1** [Reg. 9](#) in force at 14.11.2005, see [reg. 1](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Civil Contingencies Act 2004 (Contingency Planning) (Scotland) Regulations 2005, Section 9.