

---

SCOTTISH STATUTORY INSTRUMENTS

---

**2007 No. 251**

**The National Waste Management  
Plan for Scotland Regulations 2007**

**PART 1**

General

**Citation, commencement and extent**

1.—(1) These Regulations may be cited as the National Waste Management Plan for Scotland Regulations 2007 and come into force on the day after the day on which they are made.

(2) These Regulations extend to Scotland only.

**Interpretation**

2. In these Regulations—

“the 1990 Act” means the Environmental Protection Act 1990 <sup>M1</sup>;

[<sup>F1</sup>“hazardous waste” means any waste which is to be considered as hazardous in accordance with Articles 3(2) and 7 of the Waste Directive;]

[<sup>F2</sup>“the Landfill Capacity Report” means the document “Landfill Capacity Report for Scotland, 2008” published by SEPA in 2010;]

[<sup>F2</sup>“the National Capacity Report” means the document “National Waste Capacity Report for Scotland 2008” published by SEPA in November 2009;]

“the National Planning Framework” means the document “the National Planning Framework for Scotland” published by the Scottish Executive on 1 April 2003 <sup>M2</sup>;

<sup>F3</sup>  
...

“national waste management plan” means the plan mentioned in regulation 3(1);

<sup>F3</sup>  
...

“the Packaging Waste Directive” means the European Parliament and Council Directive [94/62/EC](#) of 20th December 1994 on packaging and packaging waste <sup>M3</sup>[<sup>F4</sup>, as last amended by Directive (EU) 2015/720 of the European Parliament and of the Council.];

“Planning Advice Note 63” means the document “Planning Advice Note (PAN) 63 – Waste Management Planning” published by the Scottish Executive in February 2002 <sup>M4</sup>;

“public consultees” means the persons to whose attention proposals for the national waste management plan are brought by the Scottish Ministers pursuant to regulation 6(1)(b);

[<sup>F5</sup>“Scottish Planning Policy” means the statement of the Scottish Government's policy on important land use planning matters published in February 2010;]

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The National Waste Management Plan for Scotland Regulations 2007. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

[<sup>F5</sup>“Scotland” includes the Scottish marine area as defined in section 1 of the Marine (Scotland) Act 2010;]

“SEPA” means the Scottish Environment Protection Agency; <sup>F6</sup>...

[<sup>F7</sup>“ the Special-Hazardous Waste Data Summary” means the documents “Special waste consigned 2002-2006”; “Special waste recovered 2002-2006” and “Special waste disposed 2002-2006”, all published by SEPA in 2008;

“the Waste Data Digest” means the document “Waste Data Digest 10: Key facts and trends” published by SEPA in 2010;

“the Waste Statistics Regulation Scotland Report” means the document “EU Waste Statistics Regulation Scotland Report 2006” published by SEPA in November 2008; and

“Zero Waste Plan” means the document “Scotland's zero waste plan” published by the Scottish Government in June 2010.]

#### Textual Amendments

- F1** Words in reg. 2 substituted (27.3.2011) by [The Waste \(Scotland\) Regulations 2011 \(S.S.I. 2011/226\)](#), regs. 1(1), **5(2)(b)**
- F2** Words in reg. 2 inserted (27.3.2011) by [The Waste \(Scotland\) Regulations 2011 \(S.S.I. 2011/226\)](#), regs. 1(1), **5(2)(c)**
- F3** Words in reg. 2 omitted (27.3.2011) by virtue of [The Waste \(Scotland\) Regulations 2011 \(S.S.I. 2011/226\)](#), regs. 1(1), **5(2)(a)**
- F4** Words in reg. 2 inserted (28.2.2019) by [The Environment, Food and Rural Affairs \(Miscellaneous Amendments and Revocations\) \(Scotland\) Regulations 2018 \(S.S.I. 2018/391\)](#), regs. 1(1), **14(2)**
- F5** Words in reg. 2 inserted (27.3.2011) by [The Waste \(Scotland\) Regulations 2011 \(S.S.I. 2011/226\)](#), regs. 1(1), **5(2)(d)**
- F6** Word in reg. 2 omitted (27.3.2011) by virtue of [The Waste \(Scotland\) Regulations 2011 \(S.S.I. 2011/226\)](#), regs. 1(1), **5(2)(e)**
- F7** Words in reg. 2 substituted (27.3.2011) by [The Waste \(Scotland\) Regulations 2011 \(S.S.I. 2011/226\)](#), regs. 1(1), **5(2)(f)**

#### Marginal Citations

- M1** 1990 c. 43.
- M2** ISBN 0-7 559-4195-0.
- M3** O.J. No. L 365, 31.12.1994, p.10; as amended by Regulation (EC) No. 1882/2003 of the European Parliament and of the Council (O.J. No. L 284, 31.10.2003, p.1), Directive 2004/12/EC of the European Parliament and of the Council (O.J. No. L 47, 18.2.2004, p.26) and Directive 2005/20/EC of the European Parliament and of the Council (O.J. No. L 70, 16.03.2005, p.17).
- M4** ISBN 0 7559 3330 3.

#### [<sup>F8</sup>Interpretation: the Waste Directive

2A. In these Regulations—

[<sup>F9</sup>(a) “the Waste Directive” means [Directive 2008/98/EC](#) of the European Parliament and of the Council on waste and repealing certain Directives, [<sup>F10</sup>as last amended by Council Regulation (EU) 2017/997, and]]

(b) other expressions used in the Waste Directive have the same meanings as in that Directive.]

---

**Changes to legislation:** *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The National Waste Management Plan for Scotland Regulations 2007. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

---

**Textual Amendments**

- F8** Reg. 2A inserted (27.3.2011) by [The Waste \(Scotland\) Regulations 2011 \(S.S.I. 2011/226\)](#), regs. 1(1), **5(3)**
- F9** Reg. 2A(a) substituted (1.7.2016) by [The Waste \(Meaning of Recovery\) \(Miscellaneous Amendments\) \(Scotland\) Order 2015 \(S.S.I. 2015/438\)](#), arts. 1, 4
- F10** Words in [reg. 2A\(a\)](#) substituted (28.2.2019) by [The Environment, Food and Rural Affairs \(Miscellaneous Amendments and Revocations\) \(Scotland\) Regulations 2018 \(S.S.I. 2018/391\)](#), regs. 1(1), **14(3)**

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The National Waste Management Plan for Scotland Regulations 2007. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- sch. 1 para. 1B inserted by [S.S.I. 2020/314 reg. 5\(6\)\(a\)](#)
- sch. 1 para. 4A(aa) inserted by [S.S.I. 2020/314 reg. 5\(6\)\(b\)\(iv\)](#)
- sch. 1 para. 4A word inserted by [S.S.I. 2020/314 reg. 5\(6\)\(b\)\(ii\)](#)
- sch. 1 para. 4A(a) words inserted by [S.S.I. 2020/314 reg. 5\(6\)\(b\)\(iii\)](#)
- sch. 1 para. 4A words omitted by [S.S.I. 2020/314 reg. 5\(6\)\(b\)\(i\)](#)
- sch. 2 inserted by [S.S.I. 2020/314 reg. 5\(7\)](#)
- reg. 2(1) words inserted by [S.S.I. 2019/436 reg. 4\(2\)\(a\)](#)
- reg. 2(1) words substituted by [S.S.I. 2019/436 reg. 4\(2\)\(b\)](#)
- reg. 3(3)(d)(e) inserted by [S.S.I. 2020/314 reg. 5\(4\)\(a\)\(iii\)](#)
- reg. 3(3)(zaa) inserted by [S.S.I. 2020/314 reg. 5\(4\)\(a\)\(ii\)](#)
- reg. 3(3A) inserted by [S.S.I. 2020/314 reg. 5\(4\)\(b\)](#)