

## SCHEDULE 5

### PROPOSALS FOR ORDERS BY VIRTUE OF SECTION 6

**35.**—(1) Subject to sub paragraph (2), an objection made in relation to a proposed order shall only be an objection for the purposes of these Rules if it—

- (a) is received by the Scottish Ministers on or before the expiry of the period specified in pursuance of paragraph 11(d);
- (b) is made in writing;
- (c) states the grounds of the objection;
- (d) indicates who is making the objection; and
- (e) provides an address to which any correspondence relating to that objection may be sent.

(2) Where an objection relates to information produced or submitted as mentioned in paragraph 31 after the Scottish Ministers have served a copy of any [<sup>F1</sup>EIA report] under paragraph 14, that objection will be an objection for the purposes of these Rules, even where it is made after the expiry of the period specified in pursuance of paragraph 11(d), if it is made not later than 42 days after the date on which the information is produced by, or submitted to, the Scottish Ministers or the last date on which a notice relating to the information is published in a newspaper pursuant to paragraph 31(1), whichever date is the later.

(3) In this paragraph and in paragraphs 36, 37 and 39, a reference to an objection includes a reference to any document submitted with an objection.

#### Textual Amendments

- F1** Words in Sch. 5 para. 35(2) substituted (16.5.2017) by [The Transport and Works \(Scotland\) Act 2007 \(Applications and Objections Procedure\) Amendment Rules 2017 \(S.S.I. 2017/74\)](#), rules 1, **18(o)** (with rule 19)

**Changes to legislation:**

There are currently no known outstanding effects for the The Transport and Works (Scotland) Act 2007 (Applications and Objections Procedure) Rules 2007, Paragraph 35.