
SCOTTISH STATUTORY INSTRUMENTS

2012 No. 360

ENVIRONMENTAL PROTECTION

**The Pollution Prevention and
Control (Scotland) Regulations 2012**

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**THE POLLUTION PREVENTION AND
CONTROL (SCOTLAND) REGULATIONS 2012**

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Changes to legislation: There are currently no known outstanding effects for the The Pollution Prevention and Control (Scotland) Regulations 2012. (See end of Document for details)

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Changes to legislation: There are currently no known outstanding effects for the The Pollution Prevention and Control (Scotland) Regulations 2012. (See end of Document for details)

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Changes to legislation: There are currently no known outstanding effects for the The Pollution Prevention and Control (Scotland) Regulations 2012. (See end of Document for details)

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Changes to legislation: There are currently no known outstanding effects for the The Pollution Prevention and Control (Scotland) Regulations 2012. (See end of Document for details)

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Interpretation of Section 5.2

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PART A

(a) Recovery by distillation of oil or organic solvents, other...

PART B

NIL

Changes to legislation: There are currently no known outstanding effects for the The Pollution Prevention and Control (Scotland) Regulations 2012. (See end of Document for details)

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PART A

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SECTION 5.5

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SECTION 6.3

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PART A

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PART B

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1. Interpretation of Part B
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SECTION 6.5

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PART A

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SECTION 6.7

Activities involving rubber

PART A

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(a) The mixing, milling or blending of natural rubber, or...

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PART A

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PART B

(a) Processing, storage or drying by heat of any part...

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SECTION 6.9

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PART A

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Interpretation of Part A

PART B

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SECTION 6.10

Carbon capture and storage

PART A

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PART B

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PART 2 INTERPRETATION OF SCHEDULE

1. This Part applies for the interpretation of this Schedule.
2. (1) An activity is not a Part B activity if—...
3. An activity is not an activity described in Part 1...
4. Paragraph 3(2)(d) only applies to a waste incineration installation—
5. (1) The use of a fume cupboard is not an...
6. References in Part 1 to related activities are references to...
7. (1) This paragraph applies for the purpose of determining whether...
8. Unless the context otherwise requires, where an activity falls within...
9. A reference in this Part or in Part 1 to,...
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11. In Part 1 of this Schedule— “background quantity” means, in...
12. In this Part— “fume cupboard” has the meaning given by...

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3. This Schedule does not apply to— (a) peak load and...
- 3A (1) Where this schedule does not apply to an installation...
4. Applications and cost-benefit analysis
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6. Paragraphs 4 and 5 do not apply to any installation...
7. No person may carry out a substantial refurbishment of an...
8. Where there is a proposed change in operation at an...
9. Where there is a proposed change in operation at an...
10. The requirements of paragraphs 8 and 13 of Schedule 4...
11. The cost-benefit analysis must be carried out in accordance with...
12. Determination of applications
13. Where a cost-benefit analysis required in the case referred to...
14. Where a cost-benefit analysis required in the case referred to...
15. SEPA must ensure, in respect of a permit for a...
16. Paragraphs 13 and 14 do not apply if SEPA decides...

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17. SEPA must, in any case where it makes a decision...
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 5. Where an activity listed in table 1 is carried out...
 6. In the period to 31st May 2015, the entry in...
 - PART 2 SEPA functions
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 9. SEPA may permit emissions from the coating activities described in...
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12. In this Schedule— “adhesive” means any mixture, including all the...
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 2. An application for a permit for an installation where an...
 3. An application for a permit to operate a waste incineration...
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 5. In paragraph 1(1)— (a) sub-paragraphs (g), (l), (r), and (u)...
 6. Paragraph 1(1) applies to an application for a permit to...
 7. (1) SEPA may by notice require the applicant to provide...
 8. Subject to paragraph 31, the applicant must advertise the application...
 9. An advertisement required by paragraph 8 must—
 10. An advertisement in respect of application for a permit to...
 11. Paragraph 8 does not apply to an application for a...
 - 11A An application for a permit to operate a Part B...
 - 11B An application in respect of a Part B installation at...
 - 11C The requirements of paragraphs 8 and 13 and paragraph 4(4)(c)...
 12. This Part is subject to Part 3.

PART 2 DETERMINATION OF APPLICATIONS

13. Subject to paragraph 35, SEPA must within 14 days of...
- 13A For the purposes of paragraph 13 a site is a...
14. Paragraph 13 does not apply to a permit to operate...
15. Paragraph 13(a) does not apply to an application for a permit...
16. (1) SEPA must before granting a permit subject to an...
17. (1) The period allowed for making representations to SEPA (the...
18. In the case of an application for a permit for—...
19. (1) The Scottish Ministers may direct SEPA that any application,...
20. (1) SEPA must, subject to paragraph 27, give notice to...
21. SEPA must where separate applications are made to operate different...
22. (1) SEPA must— (a) advertise notice of a draft determination...
23. (1) An advertisement under paragraph 22 must—
24. SEPA must take no account for the purposes of calculating...
25. If SEPA fails to give notice of a determination under...
26. (1) This paragraph applies where— (a) the Scottish Ministers are...
27. The Scottish Ministers must, where paragraph 26 applies, give notice...
28. (1) The Scottish Ministers must give SEPA any Member State...
- 28A SEPA must, in respect of an application for a permit...
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30. This Part is subject to Part 3.

PART 3 NATIONAL SECURITY AND CONFIDENTIAL INFORMATION

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32. Paragraph 13, other than paragraph 13(f), does not apply in...
33. Subject to paragraph 34, paragraph 13(b) and (c)(i) and (iii)...
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3. Carbon monoxide.
4. Volatile organic compounds.
5. Metals and their compounds.
6. Dust including fine particulate matter.
7. Asbestos (suspended particulates, fibres).
8. Chlorine and its compounds.
9. Fluorine and its compounds.
10. Arsenic and its compounds.
11. Cyanides.
12. Substances and mixtures which have been proved to possess carcinogenic...
13. Polychlorinated dibenzodioxins and polychlorinated dibenzofurans.
 1. Water
 2. Organophosphorus compounds.
 3. Organotin compounds.
 4. Substances and mixtures which have been proved to possess carcinogenic...
 5. Persistent hydrocarbons and persistent and bioaccumulable organic toxic substances.
 6. Cyanides.
 7. Metals and their compounds.

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8. Arsenic and its compounds.
9. Biocides and plant health products.
10. Materials in suspension.
11. substances which contribute to eutrophication (in particular, nitrates and phosphates)...
12. Substances which have an unfavourable influence on the oxygen balance...
13. Substances listed in Annex X to Directive 2000/60/EC of the...
 - SCHEDULE 6 COMPENSATION FOR OFF-SITE CONDITIONS
 1. This Schedule applies in any case where—
 2. Any person who has granted an off-site right is entitled...
 3. Subject to paragraph 6(3) and (5)(b), compensation is payable for...
 4. (1) Subject to sub-paragraph (2), an entitlement to compensation under...
 5. (1) An application for compensation under this Schedule must be...
 6. (1) The amount to be paid by way of compensation...
 7. (1) Compensation payable carries interest at the rate for the...
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 9. In this Schedule— “1963 Act” means the Land Compensation (Scotland)...
 - SCHEDULE 7 VARIATION OF PERMITS
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 3. (1) SEPA may by notice require the applicant to provide...
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 4. (1) Subject to sub-paragraphs (2) and (3), this paragraph applies...
 5. (1) If SEPA proposes to serve a variation notice which...
 6. (1) The Scottish Ministers may give directions to SEPA requiring...
 7. (1) In the case of a proposed variation notice affecting...
 8. (1) Except in a case where an application has been...
 9. (1) SEPA must— (a) within a period of 3 days...
 10. (1) An advertisement required by paragraph 9 must—
 11. For the purpose of calculating the period specified in paragraph...
 12. If SEPA fails to give notice of its determination or...
 13. (1) This paragraph applies where— (a) the Scottish Ministers are...
 14. The Scottish Ministers must where paragraph 13 applies given notice...
 15. (1) The Scottish Ministers must give SEPA any Member State...
 16. In paragraphs 13 to 15, “Member State” includes Iceland, Liechtenstein...
 - PART 3 NATIONAL SECURITY AND CONFIDENTIAL INFORMATION
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 18. Paragraphs 32 to 34 of Schedule 4 apply in relation...
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 1. (1) A person who wishes to appeal to the Scottish...
 2. (1) Subject to sub-paragraph (2), notice of appeal in accordance...
 3. (1) SEPA must, within 14 days of receipt of the...
 4. (1) Before determining an appeal under regulation 58, the Scottish...
 5. (1) Where the appeal is to be disposed of on...
 6. (1) The Scottish Ministers must— (a) give notice to the...
 7. Where a determination of the Scottish Ministers is quashed on...
 - SCHEDULE 9 REGISTER
 1. Subject to regulations 65 or 66, the register contains—
 2. Where an application is withdrawn by the applicant at any...

3. Where, following an amendment of Schedule 1 or 2, these...
4. Nothing in paragraph 1 requires SEPA to keep in the...
5. Nothing in paragraph 1 requires SEPA to keep in the...
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 8. Solvent emission activities: risk phrases and hazard statements
 9. Solvent installations: first use of risk phrase or hazard statement substances
 10. Refuelling activities
 - PART 3 Permit conditions
 11. Permit condition: incidents, accidents, and breach of conditions
 12. Permit condition: monitoring of Part A installations
 13. Permit condition: large combustion plants
 - PART 4 Fees and charges
 14. (1) A reference in these Regulations to payment of a...
 - Part 5 Medium Combustion Plant
 15. (1) Regulation 11 applies to a new medium combustion plant...
 - SCHEDULE 11 CONSEQUENTIAL MODIFICATIONS
 - PART 1 PUBLIC GENERAL ACTS
 1. The Environmental Protection Act 1990
 2. The Environment Act 1995
 3. The Antisocial Behaviour etc. (Scotland) Act 2004
 - PART 2 SUBORDINATE LEGISLATION
 4. The Environmental Protection (Prescribed Processes and Substances) Regulations 1991
 5. The Controlled Waste (Registration of Carriers and Seizure of Vehicles) Regulations 1991
 6. The Environmental Protection (Duty of Care) Regulations 1991
 7. The Conservation (Natural Habitats, &c.) Regulations 1994
 8. The Special Waste Regulations 1996
 9. The Landfill Tax Regulations 1996
 10. The Contaminated Land (Scotland) Regulations 2000
 11. The Landfill (Scotland) Regulations 2003
 12. The Greenhouse Gas Emissions Trading Scheme Regulations 2005
 13. The Water Environment (Oil Storage) (Scotland) Regulations 2006
 14. The Waste Electrical and Electronic Equipment Regulations 2006
 15. The Large Combustion Plants (National Emission Reduction Plan) Regulations 2007
 16. The Persistent Organic Pollutants Regulations 2007
 17. The Producer Responsibility Obligations (Packaging Waste) Regulations 2007
 18. The Rural Development Contracts (Rural Priorities) (Scotland) Regulations 2008

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19. The Rural Development Contracts (Land Managers Options) (Scotland) Regulations 2008
 20. The Action Programme for Nitrate Vulnerable Zones (Scotland) Regulations 2008
 21. The Waste Batteries and Accumulators Regulations 2009
 22. The Corporation Tax (Land Remediation Relief) Order 2009
 23. The Mercury Export and Data (Enforcement) Regulations 2010
 24. The Waste Management Licensing (Scotland) Regulations 2011
 25. The Water Environment (Controlled Activities) (Scotland) Regulations 2011
 26. The Renewable Heat Incentive Scheme Regulations 2011
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Changes to legislation:

There are currently no known outstanding effects for the The Pollution Prevention and Control (Scotland) Regulations 2012.