

## SCHEDULE 11

### CONSEQUENTIAL MODIFICATIONS

## PART 2

### SUBORDINATE LEGISLATION

#### **The Environmental Protection (Prescribed Processes and Substances) Regulations 1991**

4.—(1) The Environmental Protection (Prescribed Processes and Substances) Regulations 1991<sup>M1</sup> are amended in accordance with sub-paragraph (2).

(2) For regulation 3A (exclusion of prescribed processes under control of the Pollution Prevention and Control (Scotland) Regulations 2000) substitute—

“**3A.** Exclusion of prescribed processes under control of the Pollution Prevention and Control (Scotland) Regulations 2012

(1) Where a process which is being carried on under an authorisation requires a permit under the Pollution Prevention and Control (Scotland) Regulations 2012, that process will no longer be taken to fall within a description in Schedule 1 from the date the permit is granted.

(2) Where a process which is not being carried on under an authorisation requires a permit under those Regulations, that process will not be taken to fall within a description in Schedule 1 from the date on which the permit is required.”.

#### **Marginal Citations**

**M1** S.I. 1991/472, as relevantly amended by S.I. 1993/1749 and 2405, 1995/2678 and 3247, and 1998/767, and by S.I. 2000/323, 2004/26 and 512, 2005/410 and 2011/418.

**Changes to legislation:**

There are currently no known outstanding effects for the The Pollution Prevention and Control (Scotland) Regulations 2012, Paragraph 4.