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SCOTTISH STATUTORY INSTRUMENTS

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**2013 No. 323**

**The Water Environment (River Basin Management  
Planning: Further Provision) (Scotland) Regulations 2013**

**PART 5**

**MODIFICATION AND REVOCATION OF ENACTMENTS**

**Amendment of the Water Environment (Register of Protected Areas) (Scotland) Regulations 2004**

**25.** In the Water Environment (Register of Protected Areas) (Scotland) Regulations 2004(1), in Part 1 of the Schedule—

(a) before paragraph 1, insert—

“**A1.** A description of all shellfish water protected areas.”; and

(b) omit paragraph 2(a).

**Amendment of the Marine Strategy Regulations 2010**

**26.** In the Marine Strategy Regulations 2010(2), in Schedule 2, omit “The Surface Waters (Shellfish) (Classification) (Scotland) Regulations 1997”.

**Amendment of the Water Environment (Controlled Activities) (Scotland) Regulations 2011**

**27.** In the Water Environment (Controlled Activities) (Scotland) Regulations 2011(3)—

(a) in relation 2(1) (interpretation)—

(i) for the definition of “the Directive” substitute—

““the Directive” means the [Directive 2000/60/EC](#) of the European Parliament and of the Council establishing a framework for Community action in the field of water policy(4), as it had effect immediately before it was amended by [Directive 2013/39/EU](#) of the European Parliament and of the Council(5);”;

(ii) omit the definition of “the Groundwater Directive 1980”;

(b) omit regulation 9 (groundwater directive);

(c) in Schedule 4 (relevant legislation)—

(i) omit “The Groundwater Directive 1980”;

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(1) [S.S.I. 2004/516](#), as amended by [S.I. 2011/1043](#).

(2) [S.I. 2010/1627](#).

(3) [S.S.I. 2011/209](#).

(4) OJ L 327, 22.12.2000, p.1, as amended by Decision No [2455/2001/EC](#) (OJ L 331, 15.12.2001, p.1), [Directive 2008/32/EC](#) (OJ L 81, 20.3.2008, p.60), [Directive 2008/105/EC](#) (OJ L 348, 24.12.2008, p.84), [Directive 2009/31/EC](#) (OJ L 140, 5.6.2009, p.114) and [Directive 2013/39/EU](#) (OJ L 226, 24.8.2013, p.1).

(5) OJ L 226, 24.8.2013, p.1.

- (ii) after the entry “The Priority Substances Directive” insert the entry—
  - “The Water Environment (River Basin Management Planning: Further Provision) (Scotland) Regulations 2013”;
- (iii) omit “The Surface Waters (Shellfish) (Classification) (Scotland) Regulations 1997”;  
and
- (iv) omit “The Surface Waters (Fishlife) (Classification) (Scotland) Regulations 1997”;  
and
- (d) in Schedule 8 (register)—
  - (i) in paragraph 1(x), for “granted” substitute “applied”; and
  - (ii) omit paragraph 1(y).

### **Amendment of salmon fishery district designation orders**

**28.** In Schedule 2 to each of the following Orders omit “The Salmon (Fish Passes and Screens) (Scotland) Regulations 1994”—

- (a) The North and West Salmon Fishery District Designation Order 1999**(6)**;
- (b) The Conon Salmon Fishery District Designation Order 1999**(7)**;
- (c) The Lochaber Salmon Fishery District Designation Order 1999**(8)**;
- (d) The Western Isles Salmon Fishery District Designation Order 2001**(9)**;
- (e) The Mull Salmon Fishery District Designation (Scotland) Order 2002**(10)**; and
- (f) The Wester Ross Salmon Fishery District Designation Order 2003**(11)**.

### **Revocations**

**29.**—(1) The following are revoked—

- (a) the Salmon (Fish Passes and Screens) (Scotland) Regulations 1994**(12)**;
- (b) the Surface Waters (Fishlife) (Classification) (Scotland) Regulations 1997**(13)**;
- (c) the Surface Waters (Fishlife) (Classification) (Scotland) Amendment Regulations 2003**(14)**;
- (d) the Surface Waters (Fishlife) (Classification) (Scotland) Amendment Regulations 2007**(15)**;
- (e) the Surface Waters (Shellfish) (Classification) (Scotland) Regulations 1997**(16)**; and
- (f) the Surface Waters (Shellfish) (Classification) (Scotland) Amendment Regulations 2007**(17)**.

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**(6)** S.I. 1999/1380.

**(7)** S.I. 1999/1381.

**(8)** S.I. 1999/1382.

**(9)** S.S.I. 2001/151.

**(10)** S.S.I. 2002/138.

**(11)** S.S.I. 2003/615.

**(12)** S.I. 1994/2524.

**(13)** S.I. 1997/2471, as amended by S.S.I. 2003/85 and S.S.I. 2007/178.

**(14)** S.S.I. 2003/85.

**(15)** S.S.I. 2007/178.

**(16)** S.I. 1997/2470, as amended by S.S.I. 2007/427.

**(17)** S.S.I. 2007/427.

(2) Articles 14 to 19 of the Tweed Regulation Order 2007(18) are, only in so far those articles extend to Scotland, revoked.