
SCOTTISH STATUTORY INSTRUMENTS

2017 No. 137

ROAD TRAFFIC

The Roads (Scotland) Act 1984 (Environmental Impact Assessment) Regulations 2017

Made - - - - 26th April 2017

Coming into force - - 16th May 2017

The Scottish Ministers make the following Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972⁽¹⁾, section 56 of the Finance Act 1973⁽²⁾ and all other powers enabling them to do so.

They have taken into account the selection criteria in Annex III to [Directive 2011/92/EU](#) of the European Parliament and of the Council on the assessment of the effects of certain public and private projects on the environment⁽³⁾.

-
- (1) [1972 c.68](#). Section 2(2) was amended by the Scotland Act [1998 \(c.46\)](#) (“the 1998 Act”), schedule 8, paragraph 15(3) (which was amended by section 27(4) of the Legislative and Regulatory Reform Act [2006 \(c.51\)](#) (“the 2006 Act”). Section 2(2) was also amended by section 27(1)(a) of the 2006 Act and by the European Union (Amendment) Act [2008 \(c.7\)](#), schedule, Part 1. The functions conferred upon the Minister of the Crown under section 2(2), insofar as within devolved competence, were transferred to the Scottish Ministers by virtue of section 53 of the 1998 Act.
- (2) [1973 c.51](#). Section 56(1) was amended by [S.I. 2011/1043](#). The reference to a Government department in section 56(1) is to be read as a reference to the Scottish Administration by virtue of [S.I. 1999/1820](#) and the functions conferred upon the Minister of the Crown under section 56, insofar as exercisable within devolved competence, were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act [1998 \(c.46\)](#) (“the 1998 Act”). The requirement to obtain Treasury consent was removed by section 55 of the 1998 Act.
- (3) OJ L 26, 28.1.2012, p.1.