
SCOTTISH STATUTORY INSTRUMENTS

2018 No. 219

The Environmental Authorisations (Scotland) Regulations 2018

PART 7

Standard conditions procedure

Determining and revising standard conditions

- 33.**—(1) SEPA may determine standard conditions in accordance with this Part.
- (2) SEPA may revise standard conditions at any time.
- (3) In this Part, a reference to revising standard conditions means—
- (a) replacing conditions;
 - (b) amending conditions;
 - (c) removing conditions; and
 - (d) adding new conditions.

Standard conditions: consultation

- 34.**—(1) In determining or revising standard conditions SEPA must consult such persons as it considers appropriate.
- (2) But SEPA is not required to consult if it considers that a revision makes only minor administrative changes to standard conditions.
- (3) The duty in paragraph (1) may be treated as satisfied by a consultation carried out partially or wholly before the coming into force of these Regulations.

Standard conditions: publication

- 35.**—(1) SEPA must publish any standard conditions it determines or revises.
- (2) But SEPA is not required to publish details of a revision which removes standard conditions (“the removed conditions”) after the expiry of the period of 1 year beginning with the date on which the last authorisation which specified the removed conditions ceased to have effect.
- (3) A standard condition may be specified in a permit or registration from the day following the date of publication of the standard condition.

Notification of revisions of standard conditions

- 36.**—(1) This regulation applies where SEPA revises standard conditions.
- (2) Before publishing the revised conditions in accordance with regulation 35(1), SEPA must inform any person who has been granted a relevant authorisation—
- (a) of the proposed revision;
 - (b) of the date on which the revised conditions are expected to be published;

- (c) of the date on which the revised conditions are expected to take effect (in accordance with paragraph (3));
 - (d) whether SEPA considers the revisions to be minor administrative changes; and
 - (e) that on the date on which the revised conditions take effect the person's authorisation will have effect subject to the revised conditions.
- (3) The revised conditions take effect—
- (a) where the revision makes only minor administrative changes, on the day following the date of publication; or
 - (b) in any other case, three months after the date of publication.
- (4) In this regulation, “relevant authorisation” means a registration or permit which will be affected by the proposed revisions if the revisions were made.

Changes to legislation:

There are currently no known outstanding effects for the The Environmental Authorisations (Scotland) Regulations 2018, PART 7.