
SCOTTISH STATUTORY INSTRUMENTS

2018 No. 391

The Environment, Food and Rural Affairs (Miscellaneous Amendments and Revocations) (Scotland) Regulations 2018

PART 5

Amendments to legislation concerning the water industry

The Trade Effluent (Asbestos) (Scotland) Regulations 1993

- 6.—**(1) The Trade Effluent (Asbestos) (Scotland) Regulations 1993⁽¹⁾ are amended as follows.
- (2) In regulation 1(2) (citation, commencement, extent and interpretation)—
- (a) omit the definition of “local authority”,
 - (b) after the definition of “asbestos”, insert the following definition—
““Scottish Water” means the body corporate established by section 20(1) of the Water Industry (Scotland) Act 2002⁽²⁾,” and
 - (c) after “Council [Directive 87/217/EEC](#)” insert “, as last amended by Decision (EU) 2018/853 of the European Parliament and of the Council⁽³⁾,”.
- (3) In regulation 2(1) (discharges of asbestos effluent to public sewers), for “every local authority” substitute “Scottish Water”.
- (4) In regulation 3 (discharges of asbestos effluent to public sewers)—
- (a) in each place it occurs, for “a local authority” substitute “Scottish Water”, and
 - (b) in paragraph (2)(a), for “the local authority” substitute “Scottish Water”.
- (5) In regulation 4 (information required in connection with implementation of Council [Directive 87/217/EEC](#)), for “every local authority” substitute “Scottish Water”.
- (6) In regulation 5 (enforcement of duties imposed on local authorities)—
- (a) in paragraph (1), for “a local authority” and for “the authority”, in each case, substitute “Scottish Water”,
 - (b) in paragraph (2)(b), for “the authority” substitute “Scottish Water”, and
 - (c) in paragraph (3), for “the authority declared to be in default by such an order fails to comply with any requirements thereof within the time specified therein for compliance,” substitute “Scottish Water fails to comply with an order under paragraph (1),”.

⁽¹⁾ S.I. 1993/1446.

⁽²⁾ 2002 asp 3.

⁽³⁾ OJ L 150, 14.6.2018, p.155.