

SCHEDULE

Article 2

FUNCTIONS EXERCISABLE BY THE SCOTTISH MINISTERS

- (a) Section 111(6) of the Environmental Protection Act 1990⁽¹⁾ (functions of requiring information with a view to granting consent to the import, acquisition, release or marketing of genetically modified organisms).
- (b) Section 122(1) and (2) of the Environmental Protection Act 1990 (function of maintaining the public register).
- (c) Section 123(3) to (6) and (8) of the Environmental Protection Act 1990 (function of excluding from the public register of particulars (required under section 122 of that Act) on the grounds of commercial confidentiality).
- (d) Regulation 14 of the Genetically Modified Organisms (Deliberate Release) Regulations 1992⁽²⁾ (functions on receiving applications for consent to release genetically modified organisms).
- (e) Regulation 16(1) of the Genetically Modified Organisms (Deliberate Release) Regulations 1992 (functions in relation to examination of applications for consent to market genetically modified organisms).
- (f) Regulation 4 of the Air Quality Limit Values (Scotland) Regulations 2001⁽³⁾ (functions relating to the assessment of ambient air quality) but only in so far as it relates to regulation 7 of those Regulations.
- (g) Regulation 7 of the Air Quality Limit Values (Scotland) Regulations 2001 (functions in relation to the method of assessment of ambient air quality).
- (h) Regulation 11 of the Air Quality Limit Values (Scotland) Regulations 2001 (functions in relation to public information).
- (i) The Environmental Protection (Controls on Ozone-Depleting Substances) Regulations 2002⁽⁴⁾.

(1) 1990 c. 43.

(2) S.I. 1992/3280, amended by S.I. 1995/304, 1997/1900 and 2000/2831.

(3) S.S.I. 2001/224.

(4) S.I. 2002/528. Those Regulations are deemed to be a pre-commencement enactment for the purposes of the Scotland Act 1998 (see regulation 2(3)). The functions of the Secretary of State under those Regulations, insofar as they do not relate to reserved matters, transferred to the Scottish Ministers by virtue of Section 53 of that Act.