

*Changes to legislation: There are currently no known outstanding effects for the Flood Risk Management (Scotland) Act 2009, SCHEDULE 1. (See end of Document for details)*

## SCHEDULE 1 **S**

(introduced by section 27(5)(a))

### MATTERS TO BE INCLUDED IN FLOOD RISK MANAGEMENT PLANS

#### PART 1 **S**

##### MATTERS TO BE INCLUDED IN EVERY PLAN

- 1 A description of—
- (a) the objectives set by SEPA for the management of flood risks for the potentially vulnerable areas,
  - (b) the measures identified for achieving those objectives, and
  - (c) the priority to be given to implementing each measure including an indication of whether the measure is to be implemented—
    - (i) before the plan is next reviewed under section 33,
    - (ii) in the 6 years following that review, or
    - (iii) after the end of the period mentioned in sub-paragraph (ii).

#### Commencement Information

**I1** Sch. 1 para. 1 in force at 26.11.2009 by [S.S.I. 2009/393](#), [art. 2](#), [Sch.](#)

- 2 The conclusions of the flood risk assessment as required by section 9 in the form of a map of the flood risk management district delineating the potentially vulnerable areas which are the subject of the flood risk management plan.

#### Commencement Information

**I2** Sch. 1 para. 2 in force at 26.11.2009 by [S.S.I. 2009/393](#), [art. 2](#), [Sch.](#)

- 3 Flood hazard maps and flood risk maps prepared under section 21 and the conclusions that can be drawn from those maps.

#### Commencement Information

**I3** Sch. 1 para. 3 in force at 26.11.2009 by [S.S.I. 2009/393](#), [art. 2](#), [Sch.](#)

- 4 A summary of flood-related measures taken under—
- <sup>[F1]</sup>(a) <sup>[F2]</sup>any <sup>[F3]</sup>assimilated] law which implemented] [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, as last amended by [Directive 2014/52/EU](#) of the European Parliament and of the Council]
  - <sup>[F4]</sup>(b) <sup>[F5]</sup>any <sup>[F6]</sup>assimilated] law which implemented] [Directive 2012/18/EU](#) of the European Parliament and of the Council on the control of major-accident hazards involving dangerous substances, amending and subsequently repealing Council [Directive 96/82/EC](#),
  - (c) <sup>[F7]</sup>any <sup>[F8]</sup>assimilated] law which implemented] [Directive 2001/42/EC](#) of the European Parliament and the Council on the assessment of the effects of certain plans and programmes on the environment,

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- (d) any other [<sup>F9</sup>[<sup>F10</sup>assimilated] law] which SEPA considers relevant to flood risk management, and
- (e) the 2003 Act.

#### Textual Amendments

- F1** Sch. 1 para. 4(a) substituted (28.2.2019) by The Environment, Food and Rural Affairs (Miscellaneous Amendments and Revocations) (Scotland) Regulations 2018 (S.S.I. 2018/391), regs. 1(1), **4(3)(a)**
- F2** Words in sch. 1 para. 4(a) inserted (1.6.2022) by The Environment and Trade in Animals and Related Products (EU Exit) (Scotland) (Miscellaneous Amendment) Regulations 2022 (S.S.I. 2022/138), regs. 1, **6(7)(a)**
- F3** Word in sch. 1 para. 4(a) substituted (1.1.2024) by The Retained EU Law (Revocation and Reform) Act 2023 (Consequential Amendments) (Scotland) Regulations 2023 (S.S.I. 2023/374), reg. 1(1), **sch. 1 para. 7(6)(a)**
- F4** Sch. 1 para. 4(b) substituted (28.2.2019) by The Environment, Food and Rural Affairs (Miscellaneous Amendments and Revocations) (Scotland) Regulations 2018 (S.S.I. 2018/391), regs. 1(1), **4(3)(b)**
- F5** Words in sch. 1 para. 4(b) inserted (1.6.2022) by The Environment and Trade in Animals and Related Products (EU Exit) (Scotland) (Miscellaneous Amendment) Regulations 2022 (S.S.I. 2022/138), regs. 1, **6(7)(a)**
- F6** Word in sch. 1 para. 4(b) substituted (1.1.2024) by The Retained EU Law (Revocation and Reform) Act 2023 (Consequential Amendments) (Scotland) Regulations 2023 (S.S.I. 2023/374), reg. 1(1), **sch. 1 para. 7(6)(b)**
- F7** Words in sch. 1 para. 4(c) inserted (1.6.2022) by The Environment and Trade in Animals and Related Products (EU Exit) (Scotland) (Miscellaneous Amendment) Regulations 2022 (S.S.I. 2022/138), regs. 1, **6(7)(a)**
- F8** Word in sch. 1 para. 4(c) substituted (1.1.2024) by The Retained EU Law (Revocation and Reform) Act 2023 (Consequential Amendments) (Scotland) Regulations 2023 (S.S.I. 2023/374), reg. 1(1), **sch. 1 para. 7(6)(c)**
- F9** Words in sch. 1 para. 4(d) substituted (1.6.2022) by The Environment and Trade in Animals and Related Products (EU Exit) (Scotland) (Miscellaneous Amendment) Regulations 2022 (S.S.I. 2022/138), regs. 1, **6(7)(b)**
- F10** Word in sch. 1 para. 4(d) substituted (1.1.2024) by The Retained EU Law (Revocation and Reform) Act 2023 (Consequential Amendments) (Scotland) Regulations 2023 (S.S.I. 2023/374), reg. 1(1), **sch. 1 para. 7(6)(d)**

#### Commencement Information

- I4** Sch. 1 para. 4 in force at 26.11.2009 by S.S.I. 2009/393, art. 2, **Sch.**

- 5 A description of—
  - (a) in relation to each measure included in the plan under paragraph 1(b), the reasons for identifying the measure, and
  - (b) in relation to any alteration (including enhancement) or restoration of a natural feature or characteristic in the flood risk management district which—
    - (i) is identified in an assessment under section 20,
    - (ii) could contribute to the management of flood risk, and
    - (iii) is not to be carried out by a measure included in the plan under paragraph 1(b),
 the reasons why no such measure has been identified.

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**I5** Sch. 1 para. 5 in force at 26.11.2009 by [S.S.I. 2009/393](#), [art. 2](#), [Sch.](#)

- 6 A description of—
- (a) how the priority given to implementing each measure under paragraph 1(c) was determined, and
  - (b) the way in which progress in implementing the plan will be monitored.

**Commencement Information**

**I6** Sch. 1 para. 6 in force at 26.11.2009 by [S.S.I. 2009/393](#), [art. 2](#), [Sch.](#)

- 7 In relation to measures to be implemented before the plan is next reviewed under section 33, an estimate of the cost of implementing the measures.

**Commencement Information**

**I7** Sch. 1 para. 7 in force at 26.11.2009 by [S.S.I. 2009/393](#), [art. 2](#), [Sch.](#)

- 8 A summary of—
- (a) the steps taken under subsections (2) to (5) of section 30 in relation to the plan,
  - (b) any other consultation measures taken in connection with the preparation of the plan (including those taken in connection with the flood risk assessment mentioned in paragraph 2 and the maps mentioned in paragraph 3), and
  - (c) changes made to the plan in light of the views and representations received on it.

**Commencement Information**

**I8** Sch. 1 para. 8 in force at 26.11.2009 by [S.S.I. 2009/393](#), [art. 2](#), [Sch.](#)

- 9 Information as to SEPA.

**Commencement Information**

**I9** Sch. 1 para. 9 in force at 26.11.2009 by [S.S.I. 2009/393](#), [art. 2](#), [Sch.](#)

- 10 A description of the coordination process with the arrangements made under Part 1 of the 2003 Act including, in particular, anything done in pursuance of section 48.

**Commencement Information**

**I10** Sch. 1 para. 10 in force at 26.11.2009 by [S.S.I. 2009/393](#), [art. 2](#), [Sch.](#)

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## PART 2 S

### COMPONENTS OF THE SUBSEQUENT UPDATE OF FLOOD RISK MANAGEMENT PLANS

- 11 A summary of any changes which have been made as compared to the previous version of the plan.

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**Commencement Information**

**I11** Sch. 1 para. 11 in force at 26.11.2009 by [S.S.I. 2009/393](#), [art. 2](#), [Sch.](#)

- 12 An assessment of the progress made towards the achievement of the objectives included in the plan under paragraph 1(a).

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**Commencement Information**

**I12** Sch. 1 para. 12 in force at 26.11.2009 by [S.S.I. 2009/393](#), [art. 2](#), [Sch.](#)

- 13 A summary of any measures included in the previous plan under paragraph 1(b) which were not implemented, with reasons for the non-implementation.

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**Commencement Information**

**I13** Sch. 1 para. 13 in force at 26.11.2009 by [S.S.I. 2009/393](#), [art. 2](#), [Sch.](#)

- 14 A description of any other measures implemented since the publication of the previous version of the plan which SEPA considers have contributed to the achievement of the objectives included in the plan under paragraph 1(a).

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**Commencement Information**

**I14** Sch. 1 para. 14 in force at 26.11.2009 by [S.S.I. 2009/393](#), [art. 2](#), [Sch.](#)

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