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SCOTTISH STATUTORY INSTRUMENTS

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**1999 No. 1**

**The Environmental Impact Assessment  
(Scotland) Regulations 1999**

**PART III  
ROADS**

**Schedule 1**

**52.** Schedule 1(1) shall be amended in each of paragraphs 7 and 13 by substituting the following for sub-paragraphs (1A) and (1B)–

“(1A) Where the Scottish Ministers have published an environmental statement they shall take into consideration–

- (a) that statement; and
- (b) any opinion expressed by a member of the public, by any of the consultation bodies or by any EEA State consulted under section 20B of this Act.

(1B) When the Scottish Ministers have decided whether to proceed with the project in relation to which an environmental impact assessment has been made they shall publish their decision together with a statement confirming that they have complied with sub-paragraph (1A) above and shall make available to the public documents containing–

- (a) the content of the decision and any conditions attached to it;
- (b) the main reasons and considerations on which the decision is based; and
- (c) where their decision is to proceed with the project, a description of the main measures which will be taken to avoid, reduce and if possible offset any major adverse effects of the project.

(1C) Any requirement for publication in connection with an environmental impact assessment shall be met by publication in The Edinburgh Gazette and in at least one local newspaper circulating in the area in which the project is situated.”.

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(1) Sub-paragraph (1A) was inserted in each of paragraphs 7 and 13 by [S.I. 1988/1221](#) and sub-paragraph (1B) was similarly inserted by [S.I. 1994/2012](#).