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SCOTTISH STATUTORY INSTRUMENTS

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**2011 No. 285**

**The Pollution Prevention and Control  
(Scotland) Amendment Regulations 2011**

**Amendment of the Pollution Prevention and Control (Scotland) Regulations 2000**

**9.** In regulation 13 (variation of permits)—

(a) for paragraph (1) substitute—

“(1) SEPA may vary the conditions of a permit, and shall do so if it appears to SEPA for any reason that regulations 8, 9, 9C, 9D, 9E, 9F, or regulation 10 of the 2003 Regulations, require conditions to be included which are different from the subsisting conditions.”;

(b) for paragraph (4) substitute—

“(4) Where an application is duly made under paragraph (2), SEPA shall determine in accordance with regulations 8, 9, 9C, 9D, 9E, 9F or 10A, or regulation 10 of the 2003 Regulations, whether to vary the conditions of the permit.”; and

(c) after paragraph (4) insert—

“(4A) Where an application made under paragraph (2) relates to a permit which does not authorise any specified waste management activity, and the proposed variation would authorise such an activity, regulation 7(4) and (5) apply as if the application was an application for a permit.”.