
SCOTTISH STATUTORY INSTRUMENTS

2012 No. 148

ENVIRONMENTAL PROTECTION

The Waste (Scotland) Regulations 2012

Made - - - - 16th May 2012

Coming into force - - 17th May 2012

The Scottish Ministers make the following Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972⁽¹⁾ and all other powers enabling them to do so. In accordance with paragraph 2(2) of Schedule 2 to that Act⁽²⁾, a draft of these Regulations has been laid before and approved by resolution of the Scottish Parliament.

(1) 1972 c.68; section 2(2) was amended by paragraph 15(3) of Schedule 8 to the Scotland Act 1998 (c.46) (“the 1998 Act”) (and paragraph 15(3) was amended by section 27(4) of the Legislative and Regulatory Reform Act 2006 (c.51) (“the 2006 Act”), by section 27(1)(a) of the 2006 Act, and by Part 1 of the Schedule to the European Union (Amendment) Act 2008 (c.7). Paragraph 1(d) of Schedule 2 to the European Communities Act 1972 has been modified by section 47 of the Criminal Proceedings etc. (Reform) (Scotland) Act 2007 (asp 6) so that the functions conferred under section 2(2) can be exercised to create an offence punishable on summary conviction by a fine of up to the statutory maximum. The functions conferred upon the Minister of the Crown under section 2(2), insofar as within devolved competence, were transferred to the Scottish Ministers by virtue of section 53 of the 1998 Act.

(2) Schedule 2 has been modified by paragraph 5 of schedule 3 to the Interpretation and Legislative Reform (Scotland) Act 2010 (asp 10).