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STATUTORY INSTRUMENTS

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**2012 No. 2855**

**The Forestry Commissioners (Climate Change Functions) (Scotland) Order 2012  
(Consequential Modifications) Order 2012**

**Modification of functions of the Forestry Commissioners in relation to land in Scotland**

2. The Forestry Act 1967(1) is amended as follows—

(a) after section 7A(2) (incidental powers of Commissioners) insert—

**“7AA Renewable energy installations**

(1) The Commissioners may, for the purpose of complying with their general duty under section 1(2A)(3)—

- (a) promote, develop, construct and operate installations for or in connection with the generation, transmission, distribution and supply of electricity produced from renewable sources, and
- (b) use electricity produced by virtue of the powers conferred by paragraph (a).

(2) In subsection (1), “renewable sources” means sources other than—

- (a) fossil fuel,
- (b) energy derived from fossil fuel, and
- (c) nuclear fuel.

(3) In subsection (2), “fossil fuel” means—

- (a) coal,
- (b) lignite,
- (c) peat,
- (d) natural gas (within the meaning of the Energy Act 1976(4)),
- (e) crude liquid petroleum,
- (f) petroleum products (within the meaning of that Act),
- (g) any substance produced directly or indirectly from a substance mentioned in paragraphs (a) to (f).

(4) Nothing in this section is to be construed as exempting the Forestry Commissioners from the requirements of Part 1 of the Electricity Act 1989(5).”; and

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(1) 1967 c.10.

(2) Section 7A was inserted by the Regulatory Reform (Forestry) Order 2006 (S.I. 2006/780), article 2 and amended by the Public Services Reform (Scotland) Act 2010 (asp 8), section 12(1).

(3) Subsection (2A) was inserted by the Forestry Commissioners (Climate Change Functions) (Scotland) Order 2012 (S.S.I. 2012/77), article 2.

(4) 1976 c.76.

(5) 1989 c.29.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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- (b) in section 7B(1)(6) (delegation of functions of Commissioners: Scotland), after “(3)” insert “and section 7AA”.