

Heat Networks (Scotland) Bill

AMENDMENTS TO BE MOVED AT STAGE 2

Clause 2, page 2, line 10, at end insert—

< section 2(1) does not apply to a person who supplies thermal energy from a source of production only to any person who:

- (a) holds a heat networks licence; or*
- (b) is exempt from the requirement for a heat network licence under regulations made under section 3(1) or a direction made under section 3(2).>*

Clause 14, page 8, line 8, at end insert—

< prior to the publication of any such guidance under subsection (1), Scottish Ministers must undertake consultation in relation to such guidance.>

Clause 17, page 8, line 37, at end insert -

<This does not apply to any person acting on behalf of a person –

- a) holding a heat network consent relating to the construction of the heat network or*
- b) operating a network on behalf of a person holding a heat network consent relating to the operation of the heat network.>*

Clause 30, page 14, line 3, at end insert-

< An enforcement authority under subsection (1) cannot serve a written notice where a person is acting on behalf of a person -

- (a) holding a heat network consent relating to the construction of the heat network or*
- (b) operating a network on behalf of a person holding a heat network consent relating to the operation of the heat network.>*

Clause 33, page 14, line 31, leave out subsection (1) and insert-

< If at any time after the end of the period for compliance with an enforcement notice:

- (a) any step required by the notice has not been taken, or*
 - (b) any activity required by the notice to cease is being carried on,*
- the person to whom the notice was given is in breach of the notice.*

() If the person to whom the breach of the notice was given is in breach of that notice the person commits an offence.>

Clause 48, page 22, line 34, at end insert—

< the conditions or limitations that may be applied to a heat network zone permit by the permit authority>

Clause 49, page 23, line 3, at end insert-

< Modification of heat network zone permit

(1) The Scottish Ministers may by regulations make provision for or about the process for modifying a heat network zone permit.

(2) Regulations under subsection (1) may in particular make provision about

(a) how the permit authority is to make modifications to a heat network zone permit,

(b) the form and manner of making a modification to a heat network zone permit,

(c) the information (including the information in the form of a document) that must be included in a modification of a heat network zone permit,

(d) publication or notification of modification for a heat network zone permit,

(e) publication or notification of the permit authority's decision whether or not to grant a modification of a heat network zone permit,

(f) publication or notification of a modification to heat network zone permit.>

Clause 50, page 23, line 9, at end insert-

<or

() if the person has failed to comply with a condition of the heat network zone permit>