

**Changes to legislation:** *Public Health etc. (Scotland) Act 2008, SCHEDULE 2 is up to date with all changes known to be in force on or before 27 January 2019. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

## SCHEDULE 2

(introduced by section 125)

### MINOR AND CONSEQUENTIAL AMENDMENTS

#### *The Public Works Loans Act 1887 (c. 37)*

- 1 In the Public Works Loans Act 1887, in section 4(2) (meaning of “rating authority”), for paragraph (a) substitute—
- “(a) any council constituted under section 2 of the Local Government etc. (Scotland) Act 1994 (c. 39);”.

#### Annotations:

#### Commencement Information

- I1** Sch. 2 para. 1 in force at 26.1.2009 by S.S.I. 2009/9, art. 2(a), Sch. 1

#### *The Children and Young Persons (Scotland) Act 1937 (c. 37)*

- 2 In the Children and Young Persons (Scotland) Act 1937, in section 35(3) (evidence of byelaws)—
- (a) for the words “Public Health (Scotland) Act 1897” substitute “ Local Government (Scotland) Act 1973 (c. 65) ”; and
- (b) for the words “section one hundred and eighty-seven” substitute “ section 204 ”.

#### Annotations:

#### Commencement Information

- I2** Sch. 2 para. 2 in force at 26.1.2009 by S.S.I. 2009/9, art. 2(a), Sch. 1

#### *The Prevention of Damage by Pests Act 1949 (c. 55)*

- 3 In the Prevention of Damage by Pests Act 1949, in section 1(2) (meaning of “local authorities”), for the words from “local authorities” where they second occur to the end substitute “ councils constituted under section 2 of the Local Government etc. (Scotland) Act 1994 (c. 39). ”.

#### Annotations:

#### Commencement Information

- I3** Sch. 2 para. 3 in force at 26.1.2009 by S.S.I. 2009/9, art. 2(a), Sch. 1

#### *The Pests Act 1954 (c. 68)*

- 4 In the Pests Act 1954, in section 6 (charges for inspection of ships)—
- (a) for the words from “local authority”, where they first occur, to “1897” substitute “ council constituted under section 2 of the Local Government etc. (Scotland) Act 1994 (c. 39) ” and

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- (b) for the words “the authority” in each place where they occur substitute “ the council ”.

**Annotations:**

**Commencement Information**

**I4** Sch. 2 para. 4 in force at 26.1.2009 by S.S.I. 2009/9, art. 2(a), Sch. 1

*The Offices, Shops and Railway Premises Act 1963 (c. 41)*

- 5 In the Offices, Shops and Railway Premises Act 1963, in section 9(6) (application of enactments to sanitary conveniences)—
- (a) for “relate” substitute “ relates ”; and
- (b) for “shall” substitute “ shall not ”.

**Annotations:**

**Commencement Information**

**I5** Sch. 2 para. 5 in force at 26.1.2009 by S.S.I. 2009/9, art. 2(a), Sch. 1

*The Statutory Nuisance (Appeals) (Scotland) Regulations 1996 (S.I. 1996/1076)*

- 6 (1) The Statutory Nuisance (Appeals) (Scotland) Regulations 1996 are amended as follows.
- (2) After regulation 2(2)(e)(iii) (appeals under section 80(3) of the 1990 Act), insert “; or (iv) is a nuisance falling within section 79(1)(ea), (faa) or (fba) of the 1990 Act,”.

**Annotations:**

**Commencement Information**

**I6** Sch. 2 para. 6 in force at 26.1.2009 by S.S.I. 2009/9, art. 2(a), Sch. 1

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 92(1)(b)(i)(ii) inserted by [2016 asp 20 Sch. 1 para. 2\(a\)](#)