



Public Health etc. (Scotland) Act 2008

2008 asp 5

PART 9

STATUTORY NUISANCES

110 Artificial light nuisance

- (1) Section 79 of the 1990 Act is further amended as follows.
- (2) In subsection (1), after paragraph (fb), insert—
 - “(fba) artificial light emitted from—
 - (i) premises;
 - (ii) any stationary object,so as to be prejudicial to health or a nuisance;”.
- (3) In subsection (2)—
 - (a) after “(1)(b)” insert “, (fba)”;
 - (b) after “premises” insert “(or, in respect of paragraph (fba)(ii) above, a stationary object located on premises)”.
- (4) After subsection (5B), insert—

“(5BA) Subsection (1)(fba) above does not apply to artificial light emitted from a lighthouse (within the meaning of Part 8 of the Merchant Shipping Act 1995 (c. 21)).”.