



Public Health etc. (Scotland) Act 2008

2008 asp 5

PART 5

PUBLIC HEALTH FUNCTIONS OF LOCAL AUTHORITIES

Disinfection etc. of premises and things

74 Inspection of premises in relation to which notice served

- (1) This section applies where—
 - (a) a local authority serves notice under section 73(3); and
 - (b) the period mentioned in section 73(6)(b) expires.
- (2) An authorised officer may—
 - (a) enter the premises for the purpose of ascertaining whether the steps specified in the notice have been taken;
 - (b) on entering premises by virtue of paragraph (a), take any other person authorised by the officer and, if the officer has reasonable cause to expect any serious obstruction in obtaining access, a constable.
- (3) An authorised officer entitled to enter premises under subsection (2) must, if requested to do so, produce a document showing that officer's authority.
- (4) An authorised officer who enters any unoccupied premises by virtue of subsection (2) must leave the premises as effectively secured against unauthorised entry as the officer found them.

Commencement Information

11 S. 74 in force at 1.10.2009 by S.S.I. 2009/319, art. 2(a), Sch. 1

Changes to legislation:

There are currently no known outstanding effects for the Public Health etc. (Scotland) Act 2008, Section 74.