

*Status: Point in time view as at 01/02/1991.*

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## SCHEDULES

### <sup>XI</sup>SCHEDULE 25

Section 209.

#### RELAXATION OF CONTROLS

##### Editorial Information

- X1** The text of Schs. 9, 12, 13, 14, 15, 17(2)–(64), 18, 23, 24, 25, 27 Pt. II, 28, 29 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

#### *The <sup>M1</sup>Roads and Bridges (Scotland) Amendment Act 1892*

##### Marginal Citations

- M1** 1892 c. 12.

- 1 Section 5 (preservation of lands from injury) shall cease to have effect.

#### *The <sup>M2</sup>Burgh Police (Scotland) Act 1892*

##### Marginal Citations

- M2** 1892 c. 55.

- 2 In section 396 (terms of licence for theatres, etc.) for the words from the beginning to “£5” there shall be substituted the words “ A reasonable fee set by the issuing authority shall be payable for each licence ”.
- 3 In section 433 (brokers’ licences), for the words “sum not exceeding two shillings and sixpence” there shall be substituted the words “ reasonable sum set by the issuing authority ”.

#### *The <sup>M3</sup>Burgh Police (Scotland) Act 1903*

##### Marginal Citations

- M3** 1903 c. 33.

- 4 In section 81 (licensing of billiard halls), for the words from “fee” to “shillings” there shall be substituted the words “ reasonable fee set by the issuing authority shall be payable ”.

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- 5 In section 98(2) (application of Parts I and II), the words from “intimated” to “Scotland and” shall cease to have effect.

*The<sup>M4</sup>Milk and Dairies (Scotland) Act 1914*

**Marginal Citations**

**M4** 1914 c. 46.

- 6 In section 28 (milk depots), the words “subject to the consent of the Board” shall cease to have effect.

*The<sup>M5</sup>Performing Animals (Regulation) Act 1925*

**Marginal Citations**

**M5** 1925 c. 38.

- 7 In section I (restriction on exhibition, etc., of performing animals), the following amendments shall be made—
- (a) in subsection (2), for the words “the prescribed fee” there shall be substituted the words “such fee as appears to the local authority to be appropriate”;
  - (b) in subsection (5), the words “on payment of the prescribed fee”, in both places where they occur, shall cease to have effect;
  - (c) in subsection (7), the words “subject to payment of the prescribed fee” shall cease to have effect;
  - (d) at the end there shall be added the following subsection—

“(8) A local authority may charge such fees as appear to them to be appropriate for inspection of the register, for taking copies thereof or making extracts therefrom or for inspection of copies of certificates of registration issued by them.”

- 8 In section 5(3) (interpretation etc.), the words from “and the fee” onwards shall cease to have effect.

*The<sup>M6</sup>Roads Improvement Act 1925*

**Marginal Citations**

**M6** 1925 c. 68.

- 9 In section 5 (prescription of building lines), paragraph (a) of the proviso shall cease to have effect.

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*The <sup>M7</sup>Slaughter of Animals (Scotland) Act 1928*

**Marginal Citations**

**M7** 1928 c. 29.

- 10 In section 2(5) (fees for licences), the words “ not exceeding five shillings ” and the words “ not exceeding one shilling ” shall cease to have effect.

*The <sup>M8</sup>Bridges Act 1929*

**Marginal Citations**

**M8** 1929 c. 33.

- 11 In section 7(3) (arbitrations, etc.), the words from “ and any question ” onwards shall cease to have effect.
- 12 In section 10 (rules of procedure), subsections (1) and (2) shall cease to have effect.

*The <sup>M9</sup>Road Traffic Act 1930*

**Marginal Citations**

**M9** 1930 c. 43.

- 13 In section 53 (tolls), the following amendments shall be made—
- (a) in subsection (2)(b), the words from “ but a right ” onwards shall cease to have effect;
  - (b) in subsection (6), the words “ subject to the approval of the Minister ” shall cease to have effect.
- 14 In section 56 (removal of structures from highways), the following amendments shall be made—
- (a) subsection (2) shall cease to have effect;
  - (b) in subsection (3), the words from “ or if ” onwards shall cease to have effect.

<sup>F1</sup>15 .....

**Textual Amendments**

**F1** Sch. 25 para. 15 repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. VII**

*The <sup>M10</sup>Harbours, Piers and Ferries (Scotland) Act 1937*

**Marginal Citations**

**M10** 1937 c. 28.

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- 16 In section 10(5) (application of 1847 Act), the words from “ and if ” onwards shall cease to have effect.

*The <sup>M11</sup>Methylated Spirits (Sale by Retail) (Scotland) Act 1937*

**Marginal Citations**

**M11** 1937 c. 48.

- 17 In section 2 (lists of persons entitled to sell methylated spirits), the following amendments shall be made—
- (a) in subsection (1), in the proviso, for the words “prescribed fees” there shall be substituted the words “ fees set by them ”;
  - (b) in subsection (2), for the words “prescribed fee”, there shall be substituted the words “ fee set by the authority ”;
  - (c) in subsection (4), for the words “fees as may be prescribed” there shall be substituted the words “ reasonable fees as the authority may set ”.

<sup>F2</sup>18—23 .....

**Textual Amendments**

**F2** Sch. 25 paras. 18—23 repealed by Water (Scotland) Act 1980 (c. 45), Sch. 11

<sup>F3</sup>24 .....

**Textual Amendments**

**F3** Sch. 25 para. 24 repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), Sch. 1 Pt. IV

*The <sup>M12</sup>Highways (Provision of Cattle-Grids) Act 1950*

**Marginal Citations**

**M12** 1950 c. 24.

- 25 Sections 14 (provision of cattle-grids off roads) and 18 (provisions as to cattle-grids provided before the Act) shall cease to have effect.

*The <sup>M13</sup>Pet Animals Act 1951*

**Marginal Citations**

**M13** 1951 c. 35.

- 26 In section 1(2) (licensing of pet shops), the words “ not exceeding £2 ” shall cease to have effect.

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### *The <sup>M14</sup>Food and Drugs (Scotland) Act 1956*

#### **Marginal Citations**

**M14** 1956 c. 30.

- 27 In section 21 (provision of cold stores by local authority), in subsection (1), the words “ with the approval of the Secretary of State ” and the words from “ and any ” onwards shall cease to have effect, and subsections (2) and (3) shall cease to have effect.
- 28 Section 22(2) (notification of cases of food poisoning) shall cease to have effect.
- <sup>F4</sup>29— .....
- 31.

#### **Textual Amendments**

**F4** Sch. 25 paras. 29, 30, 31 repealed by [Weights and Measures Act 1985 \(c. 72, SIF 131\)](#), s. 98, [Sch. 13 Pt. I](#)

### *The <sup>M15</sup>Animal Boarding Establishments Act 1963*

#### **Marginal Citations**

**M15** 1963 c. 43.

- 32 In section 1(2) (licensing of boarding establishments for animals), the words “ not exceeding £2 ” shall cease to have effect.

### *The <sup>M16</sup>Riding Establishments Act 1964*

#### **Marginal Citations**

**M16** 1964 c. 70.

- 33 In section 1(2) (licensing of riding establishments), for the words “a fee not exceeding £10” there shall be substituted the words “ such fee as may be set by the local authority ”.
- <sup>F5</sup>34— .....
- 38.

#### **Textual Amendments**

**F5** Sch. 25 paras. 34–38 repealed by [Road Traffic Regulation Act 1984 \(c. 27, SIF 107:1\)](#) s. 146, [Sch. 14](#)

- <sup>F6</sup>39— .....

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#### Textual Amendments

**F6** Sch. 25 para. 39 repealed by [Water \(Scotland\) Act 1980 \(c. 45\)](#), **Sch. 11**

#### *The<sup>M17</sup> Countryside (Scotland) Act 1967*

#### Marginal Citations

**M17** 1967 c. 86.

- 40 In section 41(1)(b) (ferries for purposes of long-distance routes), the words “ with the approval of the Secretary of State ” shall cease to have effect.

#### *The<sup>M18</sup> Social Work (Scotland) Act 1968*

#### Marginal Citations

**M18** 1968 c. 49.

- 41 In section 22 (removal of children in residential establishments), the words “the Secretary of State or” shall cease to have effect.

#### *The<sup>M19</sup> Transport Act 1968*

#### Marginal Citations

**M19** 1968 c. 73.

- 42 In section 12(4) (borrowing powers of Executive), the words “ with the consent of the Minister ” shall cease to have effect.
- 43 In section 36 (power of local authority to run contract carriages), in subsection (2), the words “ subject to subsection (3) of this section ” shall cease to have effect, and subsections “ (3) to (8) ” shall cease to have effect.
- 44 In section 37 (power for local authorities to acquire or dispose of public service vehicle undertakings), in subsection (1), the words from “ with the consent ” to “ State ” shall cease to have effect, and subsection (2) shall cease to have effect.
- 45 In section 138 (travel concessions), subsections (7), (8) and (9)(a) shall cease to have effect.

#### *The<sup>M20</sup> Town and Country Planning (Scotland) Act 1972 .*

#### Marginal Citations

**M20** 1972 c. 52

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- 46 In section 63(1) (proper maintenance of waste land), the words from “ then ” to “ State ” shall cease to have effect.
- 47 In section 84(1) (power to serve enforcement notice), the words from “ to any ” to “ State and ” shall cease to have effect.
- 48 In section 260 (default powers of Secretary of State), in subsection (1), the words from “ may give ” to “ confirmation or ” shall cease to have effect, and in subsection (5), paragraph (b) and the words from “ or under ” to “ 61 of this Act ” and the words from “ may give ” to “ notice or ” shall cease to have effect.

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