



Refuse Disposal (Amenity) Act 1978

1978 CHAPTER 3

Miscellaneous and supplemental

11 Interpretation.

- (1) In this Act, unless the contrary intention appears, the following expressions have the following meanings, that is to say—

[^{F1} " appropriate person " means—

- (a) in relation to a local authority in England, the Secretary of State;
- (b) in relation to a local authority in Wales, the National Assembly for Wales;]

“the Common Council” means the Common Council of the City of London;

[^{F2} “ highway ”, in the application of this Act to Scotland, shall be deemed to include any public right of way;]

[^{F2} “ carriageway ” has the same meaning as in the Roads (Scotland) Act 1984;]

“licence” means, in relation to a vehicle, a licence issued for the vehicle under [^{F3}the Vehicle Excise and Registration Act 1994][^{F4}(including a nil licence within the meaning of that Act)];

“local authority” means—

- (a) in relation to England, a district council, London borough council or the Common Council;
- (b) in relation to Scotland, [^{F5}a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994]; and
- (c) in relation to Wales, a [^{F6}county council or county borough council];

“motor vehicle” means a mechanically propelled vehicle intended or adapted for use on roads, whether or not it is in a fit state for such use, and includes any trailer intended or adapted for use as an attachment to such a vehicle, any chassis or body, with or without wheels, appearing to have formed part of such a vehicle or trailer and anything attached to such a vehicle or trailer;

Changes to legislation: There are currently no known outstanding effects for the Refuse Disposal (Amenity) Act 1978, Section 11. (See end of Document for details)

[^{F7} “ owner ”, in relation to a motor vehicle which is the subject of a hiring agreement or hire-purchase agreement, includes the person entitled to possession of the vehicle under the agreement;]

“prescribed” means prescribed by regulations made by the Secretary of State;

“the relevant date” has the meaning given to it by section 13(3) below.

[^{F8} “ road ” has the same meaning as in the Roads (Scotland) Act 1984.]

- (2) Any reference in this Act to an enactment is a reference to it as amended or applied by or under any other enactment, including this Act.

Subordinate Legislation Made

P1 S. 11: for exercise of this power, see Index to Government Orders.

P2 S. 4(5)(6) (with ss. 5(1)(a)(b) and 11(1)) power exercised by [S.I.1991/336](#).

Textual Amendments

F1 Words in s. 11(1) inserted (E.W.) (7.4.2005) by [Clean Neighbourhoods and Environment Act 2005](#) (c. 16), [ss. 14\(3\)](#), 108

F2 Definition of “carriageway” substituted (S.) for definition of “highway” by [Roads \(Scotland\) Act 1984](#) (c. 54, SIF 108), s. 157(2), [Sch. 9 para. 78\(5\)\(a\)](#)

F3 S. 11(1): words in the definition of “licence” substituted (1.9.1994) by [1994 c. 22](#), ss. 63, 66(1), [Sch. 3 para. 12](#) (with s. 57(4))

F4 Words in s. 11(1) inserted (E.W.) (18.10.2005 for E., 27.10.2006 for W.) by [Clean Neighbourhoods and Environment Act 2005](#) (c. 16), [ss. 12\(4\)](#), 108(1), 108(2); [S.I. 2005/2896](#), art. 3(b) (with art. 4); [S.I. 2006/2797](#), art. 2(b) (with art. 8); [S.I. 2005/2896](#), art. 3(b) (with art. 4); [S.I. 2006/2797](#), art. 2(b) (with art. 8)

F5 S. 11(1): words in paragraph (b) of the definition of “local authority” substituted (S.) (1.4.1996) by [1994 c. 39](#), s. 180(1), [Sch. 13 para. 109](#); [S.I. 1996/323](#), [art. 4\(1\)\(b\)\(c\)](#)

F6 S. 11(1): words in paragraph (c) of the definition of “local authority” substituted (1.4.1996) by [1994 c. 19](#), s. 22(3), [Sch. 9 para. 11](#) (with ss. 54(5)(7), 55(5), [Sch. 17 paras. 22\(1\), 23\(2\)](#)); [S.I. 1996/396](#), art. 3, [Sch. 1](#)

F7 Words in s. 11 (1) ceased to have effect (13.7.2004) by virtue of [London Local Authorities Act 2004](#) (c. i), ss. 1(1), [5\(2\)](#) (with s. 8)

F8 Definition of “road” inserted (S.) by [Roads \(Scotland\) Act 1984](#) (c. 54, SIF 108), s. 157(2), [Sch. 9 para. 78\(5\)\(b\)](#)

Modifications etc. (not altering text)

C1 Ss. 4, 5, 8, 10, 11 extended (S.) (8.9.2000) by [2000 asp 10](#), s. 36, [Sch. 5 para. 6\(1\)](#); [S.S.I. 2000/312](#), [art. 2](#)

C2 S. 11 applied (with modifications) (13.7.2004) by [London Local Authorities Act 2004](#) (c. i), ss. 1(1), [5\(1\)](#) (with s. 8)

C3 S. 11(1) modified (E.W.) by [S.I. 1985/1884](#), art. 5, [Sch. 2 para. 18](#)

Changes to legislation:

There are currently no known outstanding effects for the Refuse Disposal (Amenity) Act 1978, Section 11.