

**Changes to legislation:** Water (Scotland) Act 1980, SCHEDULE 10 is up to date with all changes known to be in force on or before 19 April 2024. 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) View outstanding changes

# SCHEDULES

## SCHEDULE 10

Section 112.

### AMENDMENT OF ENACTMENTS

#### <sup>F1</sup>PART I

#### GENERAL

##### Textual Amendments

- F1** Sch. 10 Pt. I repealed (1.4.2002) by Water Industry (Scotland) Act 2002 (asp 3), s. 71(1), Sch. 6 para. 67 (with s. 67); S.S.I. 2002/118, art. 2(3)

**F1** .....

#### PART II

#### SPECIFIC ENACTMENTS.

##### Modifications etc. (not altering text)

- C1** The text of Sch. 10 Pt. II is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

##### *Fire Services Act 1947 (c. 41.)*

In section 36(2), for the words “local authority”, “1946” and “Fourth Schedule” there shall be substituted respectively the words “water authority”, “1980” and “Schedule 4”.

##### *Requisitioned Land and War Works Act 1948 (c. 17)*

In section 18(3)(c), for the words “section 70”, “Third Schedule” and “1946” there shall be substituted respectively the words “sections 95 and 96”, “Schedule 3” and “1980”.

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

In section 7(4), for the words from “55”, to “capacity” there shall be substituted the words “65 to 67 of the Water (Scotland) Act 1980”, and for the words “a local authority” where those words last occur in the subsection there shall be substituted the words “an islands or district council”.

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*Rivers (Prevention of Pollution) (Scotland) Act 1951 (c. 66)*

In section 35(7), for the words “section fifty of the Water (Scotland) Act 1946” and “said section fifty” there shall be substituted respectively the words “ section 33 of the Water (Scotland) Act 1980 ” and “ said section 33 ”.

In section 35(8), for the words “61 to 63” and “1946” there shall be substituted respectively the words “ 71 to 73 ” and “ 1980 ”.

*Town and Country Planning (Scotland) Act 1959 (c. 70)*

In Schedule 4, for paragraph 3 there shall be substituted the following paragraph—

“ 3. A water authority within the meaning of section 109(1) of the Water (Scotland) Act 1980. ”

*Water Officers Compensation Act 1960 (c. 15)*

In section 1(1), in paragraphs (e) and (f), for the words “2 or 4”, “1967” and “section 5 of the said Act of 1967” there shall be substituted respectively the words “ 81 ”, “ 1980 ” and “ section 4 or 82 of the said Act of 1980 ”.

F2

**Textual Amendments**

**F2** Sch. 10 Pt. II: entry repealed (27.8.1993) by 1993 c. 12, s. 50, Sch. 6 Pt.I (with ss. 42, 46)

*Local Government (Financial Provisions etc.) (Scotland) Act 1962 (c. 9)*

In section 3(d), for the word “1946” there shall be substituted the word “ 1980 ”.

*Spray Irrigation (Scotland) Act 1964 (c. 90)*

In section 1(2), for the word “1946” there shall be substituted the word “ 1980 ”.

*Airports Authority Act 1965 (c. 16)*

In section 19(5), for the words “1946” and “local water authority” wherever those words occur there shall be substituted respectively the words “ 1980 ” and “ water authority ”.

*Gas Act 1965 (c. 36)*

In section 15(11)(d), for the word “1946” there shall be substituted the word “ 1980 ”.

In section 23(5) for the words “Acts 1946 and 1949” there shall be substituted the words “ Act 1980 ”.

In section 28(1)—

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- (a) in the definition of “limits of supply”, for the words “5” and “1946” there shall be substituted respectively the words “ 109(1) ” and “ 1980 ”;
- (b) for the definition of “local water authority” there shall be substituted the words—
  - ““local water authority” means a water authority within the meaning of section 109(1) of the Water (Scotland) Act 1980”;
- (c) in the definition of “statutory right to take water” for the words “21” and “1946” there shall be substituted respectively the words “ 17 ” and “ 1980 ”.

In Schedule 3, in paragraph 9(b), for the words “21(1)” and “1946” there shall be substituted respectively the words “ 17(1) ” and “ 1980 ”.

#### *Countryside (Scotland) Act 1967 (c. 86)*

In section 63(1), (10) and (11), for the words “1946”, “61(6)”, “62”, “61” and “1967” wherever those words occur there shall be substituted respectively the words “ 1980 ”, “ 72 ”, “ 71 ” and “ 1980 ”.

In section 65(5), for paragraph (f) there shall be substituted the words—

“(f) water authorities within the meaning of section 109(1) of the Water (Scotland) Act 1980;”

and in paragraph (g), for the word “1967” there shall be substituted the word “ 1980 ”.

#### *Sewerage (Scotland) Act 1968 (c. 47)*

In section 47, for the words “55”, “56”, “57”, “1946” and “Part III” (wherever those words occur) there shall be substituted the respectively the words “ 65 ”, “ 66 ”, “ 67 ”, “ 1980 ” and “ Part V ”.

#### *Town and Country Planning (Scotland) Act 1972 (c. 52)*

In section 88(4), for the words “1946”, “57”, “Part III” and “68” there shall be substituted respectively the words “ 1980 ”, “ 67 ”, “ Part V ” and “ 37 ”.

#### *Control of Pollution Act 1974 (c. 40)*

In section 31(2)(b)(i), for the words “50” and “1946” there shall be substituted the words “ 33 ” and “ 1980 ”.

In section 33(7), for the word “1946” there shall be substituted the word “ 1980 ”.

#### *Local Government (Scotland) Act 1975 (c. 30)*

<sup>F3</sup>In Schedule 6, in paragraph 53(b), for the words “60 or 61” and “1946” there shall be substituted respectively the words “ 70 or 71 ” and “ 1980 ”.

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**Textual Amendments**

**F3** Entry repealed by [Local Government Finance Act 1988 \(c. 41, SIF 81:1, 103:2\)](#), s. 149, **Sch. 13 Pt. IV**

*Airports Authority Act 1975 (c. 78)*

In section 19(4), for the word “1946” there shall be substituted the word “ 1980 ”.

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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. 24(1A) inserted by [2003 asp 3 sch. 4 para. 3\(3\)](#)
- s. 110A certain functions transferred by [S.I. 1999/1750 art. 3Sch. 2](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 110A by 1995 c. 25, Sch. 21 para. 5 has not yet been brought into force)
- s. 110A inserted by [1995 c. 25 Sch. 21 para. 5](#)
- s. 110A(7) words substituted by [1997 c. 11 Sch. 2 para. 30\(2\)\(a\)](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 110A by 1995 c. 25, Sch. 21 para. 5 has not yet been brought into force)
- s. 110A(8) words substituted by [1997 c. 11 Sch. 2 para. 30\(2\)\(b\)](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 110A by 1995 c. 25, Sch. 21 para. 5 has not yet been brought into force)
- Sch. 3 para. 4(3)(4) inserted by [2003 asp 3 sch. 4 para. 4\(2\)](#)
- Sch. 3 para. 6(1A) inserted by [2003 asp 3 sch. 4 para. 4\(3\)](#)
- Sch. 4 s. 34(3) inserted by [2003 asp 3 sch. 4 para. 5](#)