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**Changes to legislation:** There are currently no known outstanding effects for the Natural Heritage (Scotland) Act 1991, Cross Heading: Water (Scotland) Act 1980 (c. 45). (See end of Document for details)

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## SCHEDULES

### SCHEDULE 10

#### MISCELLANEOUS AMENDMENTS

##### *Water (Scotland) Act 1980 (c. 45)*

- 9 (1) The Water (Scotland) Act 1980 shall be amended as follows.
- (2) In subsection (1) of section 31 (consultation with English authorities)—
- (a) after the words “consult with” there shall be inserted “ (a) ”; and
  - (b) at the end of the subsection there shall be added the words “; and
  - (b) the river purification board in whose area any watercourse or underground strata from which or to which it is proposed to transfer water under this subsection is situated.”
- (3) In subsection (3)(a) of section 33 (notice of temporary discharge of water into watercourses)—
- (a) after the word “intentions” there shall be inserted “ (i) ”; and
  - <sup>F1</sup>(b) .....
- (4) The words of section 76K (power to give effect to international obligations) shall be subsection (1) of that section and the section shall be further amended as follows—
- (a) in subsection (1) leave out the words from “ to give effect ” to the end of that subsection and insert—
    - “(a) to give effect to any [<sup>F2</sup>EU]obligation or exercise any related right; or
    - (b) to give effect to any obligation or exercise any related right under any international agreement to which the United Kingdom is for the time being a party.”; and
  - (b) after subsection (1) there shall be added the following subsection—
    - “(2) In this section—
      - “modifications” includes additions, alterations and omissions; and
      - “related right”, in relation to an obligation, includes any derogation or other right to make more onerous provisions available in respect of that obligation.”.
- (5) In section 101 (power to make regulations) after subsection (1) there shall be inserted the following subsection—
- “(1A) Regulations made under this Act may make—
    - (a) such supplemental, consequential or transitional provision as the Secretary of State thinks fit;
    - (b) different provision for different cases or classes of case.”

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<sup>F1</sup>(6) .....

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**Textual Amendments**

- F1** Sch. 10 para. 9(3)(b)(6) repealed (1.4.1996) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3**
- F2** Words in Act substituted (22.4.2011) by The Treaty of Lisbon (Changes in Terminology) Order 2011 (S.I. 2011/1043), arts. 2, **3**, 6 (with art. 3(2)(3)4(2)6(4)6(5))
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**Commencement Information**

- I1** Sch. 10 para. 9 wholly in force at 1.10.1991 see s. 28(2) and S.I. 1991/2187, art. 3, **Sch.**

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