

SCHEDULES

FOURTH SCHEDULE

Section 42.

AMENDMENT AND ADAPTATION OF ENACTMENTS

PART I

AMENDMENTS OF ELECTRICITY ACT, 1947

<i>Section of Act</i>	<i>Amendment</i>
Section 1	In subsection (2), for the words " Central Electricity Authority " there shall be substituted the words " Generating Board "; in subsection (3), for the words " Central Authority", in the second place where they occur, there shall be substituted the words " Generating Board "; in subsection (4), in paragraphs (a) and (b), for the words "with the approval of the Central Authority" there shall be substituted the words " after consultation with the Generating Board ", and for the words " Central Authority", in the third and fourth places where they occur in that subsection, there shall be substituted the words " Electricity Council "; and in subsection (6), after the words " this Part of this Act" there shall be inserted the words " or under the Electricity Act, 1957 ".
Section 2	In subsection (2), for the words " Central Authority " there shall be substituted the words " Generating Board "; in subsection (5), for the words " Central Authority" there shall be substituted the words " Generating Board ", and for the words from " performance of their duties " to " any of their functions" there shall be substituted the words " exercise or performance of any of their functions under the foregoing section or the Electricity Act, 1957, or "; in subsection (8), after the words " Central Authority" there shall be inserted the words " or the Generating Board "; in subsection (8A), for the words " an Electricity Board in England" there shall be substituted the words " any of the Electricity

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<i>Section of Act</i>	<i>Amendment</i>
	Boards in England and Wales "; and in subsection (9), after the words " provisions of this Act" there shall be inserted the words " and the provisions of section two of the Electricity Act, 1957, as to the functions of the Generating Board ".
Section 3	In subsections (1), (6), (7) and (8) (in each place where the words occur) for the words "Central Authority" there shall be substituted the words " Generating Board ".
Section 4	In subsection (2), for the words "Central Authority" there shall be substituted the words " Electricity Council ".
Section 10	For the words " Central Authority " there shall be substituted the words " Electricity Council, the Generating Board ", and after the word " Parliament ", in the first place where it occurs, there shall be inserted the words " and the Electricity Council ".
Section 16	In subsection (2), after the words " functions under this Act " there shall be inserted the words " (or, in the case of the Generating Board, of their functions under this Act or under the Electricity Act, 1957) ".
Section 19	In subsection (1), for the words " England or Wales ", where they first occur, there shall be substituted the words " England and Wales ", and, in paragraph (a), for the words " Electricity Board in England or Wales " there shall be substituted the words " such Electricity Board ", and after the words " this Act " there shall be inserted the words " or the Electricity Act, 1957 "; in the proviso to that subsection and in subsection (2), for the words " Central Authority " there shall be substituted the words " Electricity Council "; and in subsection (3), for the words " an Electricity Board in England or Wales " there shall be substituted the words " any of the Electricity Boards in England and Wales ", and for the words " Central Authority" there shall be substituted the words " Electricity Council ".
Section 20	In subsection (1), for the words " Central Authority ", wherever they occur, there shall be substituted the words " Electricity Council ", and for the word " Authority", where it

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<i>Section of Act</i>	<i>Amendment</i>
	occurs without the word " Central", there shall be substituted the word " Council ".
Section 21	In subsection (3), for the words " Central Authority " there shall be substituted the words " Electricity Council ".
Section 33	In subsection (4), for the words " Central Authority " there shall be substituted the words " Electricity Council ".
Section 37	In subsection (2), for the words " Central Authority " there shall be substituted the words " Generating Board ".
Section 40	In subsection (3), for the words " Central Authority " there shall be substituted the words " Electricity Council ".
Section 45	In subsection (1), for the words " Central Authority " there shall be substituted the words " Generating Board ", and for the words from " to the central reserve fund " to " area reserve fund " there shall be substituted the words " in the case of the Generating Board, to the generating reserve fund, in the case of the South of Scotland Board, to the general reserve fund established under section eleven A of the Act of 1943, and, in the case of an Area Board, to the area reserve fund maintained by the Board "; and in subsection (2), in paragraph (b), for the words " said Act" there shall be substituted the words " Act of 1943 ".
Section 46	In subsection (1), for the words " Central Authority " there shall be substituted the words " Electricity Council, the Generating Board ", and for the word " Authority ", in the second place where it occurs, there shall be substituted the word " Council "; in subsection (3), for the words " Central Authority " there shall be substituted the words " Electricity Council, the Generating Board " ; and the following subsection shall be substituted for subsections (4) and (5):— “(4) The Electricity Council, the Generating Board and every Area Board shall, as soon as their accounts have been audited, send a copy of the statement thereof referred to in subsection (1) of this section to the Minister and (in the case of the Generating Board or an Area Board)

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<i>Section of Act</i>	<i>Amendment</i>
	to the Electricity Council, together with a copy of any report made by the auditors on that statement or on those accounts, and copies of those statements and of every such report shall be made available to the public at a reasonable price”.
Section 50	In subsection (1), for the words " the Central Authority " and " the Authority " there shall be substituted the words " every Electricity Board ".
Section 51	In subsection (3), for the words " Central Authority " there shall be substituted the words " Generating Board ".
Section 54	In paragraph (a) of subsection (1), after the words " Electricity Board", in both places where those words occur, there shall be inserted the words " or the Electricity Council ", and in paragraph (b) of that subsection, after the words " the like purposes " there shall be inserted the words " (whether the schemes in question came into existence before or after the vesting date) "; in subsection (4), after the words " Electricity Board " there shall be inserted the words " or the Electricity Council ", after the word " Board ", in each other place where it occurs, there shall be inserted the words " or Council ", and after the words " provision of this Act" there shall be inserted the words " (including any such provision as applied to the Electricity Council by the Electricity Act, 1957) "; and in subsection (8), after the words " Electricity Board " there shall be inserted the words " or the Electricity Council ".
Section 58	In subsection (2), for the words " Central Authority " there shall be substituted the words " Electricity Council ".
Section 60	In subsection (1), after the words " arising from " there shall be inserted the words " the supply or ".
Section 63	After the words " this Act ", in the second place where they occur, there shall be inserted the words " or the Electricity Act, 1957 ".

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<i>Section of Act</i>	<i>Amendment</i>
Section 66	In subsection (1), at the end there shall be inserted the words " or the Electricity Act, 1957 ".
Section 67	In subsection (1), in paragraph (b) of the definition of " financial year", after the words " Electricity Board " there shall be inserted the words " or to the Electricity Council ", and after the words " first financial year " there shall be inserted the words " (except in relation to the Electricity Council and the Generating Board) " and after the definition of " functions " there shall be inserted the words— <p style="text-align: center;">“ the Generating Board ' means the Central Electricity Generating Board constituted under the Electricity Act, 1957”.</p>
Third Schedule	In paragraph 5 of Part I, and in paragraph 2, and sub-paragraph (1) of paragraph 5, of Part II, for the words " Central Authority", in each place where they occur, there shall be substituted the words " Electricity Council "; and in sub-paragraph (2) of paragraph 5 of Part II, the words " by the Central Authority" shall be omitted, and after the words " in respect of any securities " there shall be inserted the words " whether by the Central Authority or by the Electricity Council ".

PART II

AMENDMENTS AND ADAPTATIONS OF OTHER ENACTMENTS

General amendments and adaptations

Subject to any specific amendment or adaptation made by the following provisions of this Schedule, the words " Generating Board " shall be substituted for the words " Central Authority " , " Central Electricity Authority " or " British Electricity Authority " wherever those words occur in any enactment (including any local enactment) other than the Electricity Act, 1947, and the enactments relating to income tax and the profits tax.

In the provisions of the Electricity (Supply) Acts, 1882 to 1936, any reference to those Acts, or to one or more of those Acts, being a reference which by virtue of Part I of the Fourth Schedule to the principal Act is to be construed as including a reference to the principal Act, shall be construed as also including a reference to this Act.

Where any local enactment refers to any provisions of the principal Act which are amended by this Act, or, being provisions relating to the Central Authority, are re-enacted (with or without modifications) in this Act in the form of corresponding provisions relating to the Generating

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Board or the Electricity Council, the reference shall be construed as a reference to the provisions in question as amended by this Act, or to the corresponding provisions of this Act, as the case may be.

In any amendment made in any other enactment by the preceding provisions of this Part of this Schedule, or by the following provisions thereof, " the Generating Board" means the Central Electricity Generating Board constituted under this Act.

The Electric Lighting Act, 1882

In the provisions of section eighteen of the Gasworks Clauses Act, 1847, incorporated with the said Act of 1882 by virtue of section twelve thereof, the words from "or shall supply any other person " to the words " by the Undertakers ", and the words " or such supply furnished ", shall be omitted.

The Electric Lighting (Clauses) Act, 1899

In the Schedule, in section fifty-seven, for the words " shall also order " there shall be substituted the words " may also direct " ; and, in the Appendix, the provisions of section eighteen of the Gasworks Clauses Act, 1847, therein set out shall be modified in accordance with the last preceding provisions of this Part of this Schedule.

The Electric Lighting Act, 1909

In section two, for the words " Central Authority " there shall be substituted the words " Generating Board or any Area Board ", after the words " district in which the land is situate " there shall be inserted the words " to the local planning authority (within the meaning of the Town and Country Planning Act, 1947) in whose area that land is situate ", and after the words " such local authority " there shall be inserted the words " local planning authority " .

Subject to the provisions of the Act of 1943 relating to constructional schemes and with the substitution, for the reference to the Town and Country Planning Act, 1947, of a reference to the Town and Country Planning (Scotland) Act, 1947, the provisions of the said section two shall apply to the Scottish Electricity Boards as they apply to the Generating Board.

The Electricity (Supply) Act, 1919

In section eleven, for the words " Central Authority " there shall be substituted the words " Generating Board or any Area Board " .

The Hydro-Electric Development (Scotland) Act, 1943

In section two the following subsection shall be substituted for subsection (4):—

- “(4) The Scottish Electricity Boards may provide bulk supplies of electricity—
- (a) for the Generating Board, and
 - (b) for any person or body of persons carrying on an electricity undertaking outside Great Britain”.

In section ten A, in subsection (1), for the words " Electricity Act, 1947 ", there shall be substituted the words " Electricity Act, 1957 " .

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In section seventeen, for the words " and the Central Authority " there shall be substituted the words " the Electricity Council, the Generating Board and the Area Boards " .

The Local Government Act, 1948

In section eighty-five, in paragraph (b) of subsection (1), after the words " British Electricity Authority" there shall be inserted the words " the Electricity Council, the Generating Board " , and at the end of that subsection there shall be inserted the following proviso:—

“Provided that, in relation to the year 1958-59 and all subsequent years, the reference in this subsection to the making of payments by the British Electricity Authority shall be construed as a reference to the making of those payments by the Electricity Council”.

In section ninety-one, after the words " British Electricity Authority " there shall be inserted the words " the Electricity Council, the Generating Board " .

In section ninety-two, in subsection (1), the reference to the British Electricity Authority shall include a reference to the Electricity Council and the Generating Board, and, in relation to that Council and that Board, the reference to the first day of April, nineteen hundred and forty-eight, shall be construed as a reference to the first day of January, nineteen hundred and fifty-eight.

In section ninety-six, nothing in the preceding provisions of this Part of this Schedule shall affect the words " British Electricity Authority " in subsection (1), but the following subsection shall be inserted after that subsection:—

“(1A) The preceding subsection shall not apply to the year 1958-59 or years subsequent thereto; but, with respect to that year, and subsequent years.—

- (a) the Electricity Council shall in each year make a payment for the benefit of local authorities in England and Wales; and
- (b) the South of Scotland Electricity Board shall in each year make a payment for the benefit of local authorities in Scotland with areas outside the North of Scotland District”.

and in subsection (2) of that section, for the words " said payments " there shall be substituted the words " payments referred to in the preceding subsections " .

In section ninety-seven, in subsection (1), after the words " British Electricity Authority " , there shall be inserted the words " or the Electricity Council " .

In section ninety-eight, in subsection (3), after the words " Central Electricity Authority " there shall be inserted the words " or Electricity Council " , and in subsection (7), in paragraph (c), after the words " Electricity Act, 1947 " there shall be added the words " as modified by section two of the Electricity Act, 1957 " .

In section ninety-nine, at the end of subsection (4), there shall be inserted the following proviso:
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“Provided that, in relation to units supplied on or after the first day of January, nineteen hundred and fifty-eight, references in this subsection to the British Electricity Authority shall be construed as references to the Generating Board”.

In section one hundred and two, in subsection (1), after the words " British Electricity Authority" there shall be inserted the words " the Electricity Council " .

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The Gas and Electricity (Borrowing Powers) Act, 1954

In section one, for the words " the said Acts " there shall be substituted the words " that Act ".

The Electricity Reorganisation (Scotland) Act, 1954

In section twelve, in subsection (1), after the words " transfer; and " there shall be inserted the words " subject to the next following subsection " and at the end of that subsection there shall be added the following subsection—

“(1A) Where any regulations made under subsection (1) of this section provide for appeals to be brought as mentioned in paragraph (b) of subsection (5) of the said section fifty-five, the referee or board of referees on any such appeal may, and if so directed by the Court of Session shall, state a case for the opinion of that Court on any question of law arising in the proceedings.”

The Finance Act, 1956

In section forty-two, in paragraph (a) of subsection (2), for the words " Central Electricity Authority" there shall be substituted the words " Electricity Council ".

The Rating and Valuation Act, 1957

In section two, after the words " Central Electricity Authority ", in each place where they occur, there shall be inserted the words " or the Electricity Council " ; and any reference in that section to any provisions of the Local Government Act, 1948, shall be construed as a reference to those provisions as amended by the preceding provisions of this Part of this Schedule.

The House of Commons Disqualification Act, 1957

In Part II of the First Schedule, for the words " The Central Electricity Authority " there shall be substituted the words " The Central Electricity Generating Board ", and after the words " The Electricity Board for Northern Ireland " there shall be inserted the words " The Electricity Council ".