

## STATUTORY INSTRUMENTS

1984 No. 866 (S.85)

## PUBLIC HEALTH, SCOTLAND

The Control of Pollution (Prescription of Underground Water)  
(Scotland) Regulations 1984

<i>Made</i>	- - -	20th June 1984
<i>Laid before Parliament</i>		4th July 1984
<i>Coming into Operation</i>		26th July 1984

In exercise of the powers conferred on me by section 56(1) and (2) and section 104(1) of the Control of Pollution Act 1974(a) and of all other powers enabling me in that behalf, I hereby make the following regulations:—

*Title and commencement*

1. These regulations may be cited as the Control of Pollution (Prescription of Underground Water) (Scotland) Regulations 1984 and shall come into operation on 26th July 1984.

*Interpretation*

2.—(1) In these regulations—

“the Act” means the Control of Pollution Act 1974;

“underground water” means water which is below the surface of the ground in the saturated zone;

“the saturated zone” means the rock strata and sediment from which water can be abstracted and in which the voids are either permanently or from time to time filled by water.

(2) Any reference in these regulations to a numbered section is a reference to the section bearing that number in the Act.

*Underground water prescribed for the purposes of sections 56(1) and (2)*

3. For the purposes of section 56(1) and (2), all underground water in Scotland is hereby prescribed except water in underground strata to which the Clyde River Purification Board Act 1972(b) applies.

New St Andrew's House,  
Edinburgh.  
20th June 1984.

*George Younger,*  
One of Her Majesty's Principal  
Secretaries of State.

(a) 1974 c.40.

(b) 1972 c.v.

## EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

Part II of the Control of Pollution Act 1974 contains provision for controlling the pollution of water; and certain provisions of that Part apply to the pollution of such underground water as may be prescribed by the Secretary of State for Scotland.

These regulations prescribe the underground water to which the controls of Part II of the Act are to apply. Underground water in strata to which the Clyde River Purification Board Act 1972 applies is excluded from this prescription as such water is already protected under that Act.

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