

**Changes to legislation:** Antisocial Behaviour etc. (Scotland) Act 2004, SCHEDULE 2 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

## SCHEDULE 2

(introduced by section 66)

### PENALTIES FOR CERTAIN ENVIRONMENTAL OFFENCES

#### PART 1

##### ACTS

- 1 (1) The Sewerage (Scotland) Act 1968 shall be amended as follows.
- (2) In section 12(8) (connection with public sewers), for “£20,000” substitute “ £40,000 ”.
- (3) In section 24(2) (discharge into public sewers), for “£20,000” substitute “ £40,000 ”.
- (4) In section 46(2) (injurious matter in sewers), for “£20,000” substitute “ £40,000 ”.

<sup>F12</sup> .....

#### Textual Amendments

- F1** Sch. 2 para. 2 repealed (30.6.2014) by Regulatory Reform (Scotland) Act 2014 (asp 3), s. 61(2), sch. 3 para. 37; S.S.I. 2014/160, art. 2(1)(2), sch.

- 3 Section 75 of the Water (Scotland) Act 1980 (penalty for polluting water) shall be amended as follows—
  - (a) in subsection (3), in paragraph (a), for “the prescribed sum” substitute “ £40,000 ”; and
  - (b) subsection (4) is repealed.
- 4 (1) The 1990 Act shall be amended as follows.
  - (2) In section 23(2) (offences under Part 1), in paragraph (a), for “£20,000” substitute “ £40,000 ”.
  - (3) In section 33 (prohibition on disposal of waste), in—
    - (a) subsection (8), in paragraph (a); and
    - (b) subsection (9), in paragraph (a),for “£20,000” substitute “ £40,000 ”.
  - (4) In section 80(6) (contravention of an abatement notice), for “£20,000” substitute “ £40,000 ”.
- 5 In paragraph 25(2)(a)(ii) of Schedule 1 to the Pollution Prevention and Control Act 1999 (offences), for “£20,000” substitute “ £40,000 ”.
- 6 In paragraph 20(2)(a)(ii) of schedule 2 to the Water Environment and Water Services (Scotland) Act 2003 (offences), for “£20,000” substitute “ £40,000 ”.

#### PART 2

##### SUBORDINATE LEGISLATION

<sup>F27</sup> .....

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#### Textual Amendments

**F2** [Sch. 2 para. 7](#) omitted (7.1.2013) by virtue of [The Pollution Prevention and Control \(Scotland\) Regulations 2012](#) (S.S.I. 2012/360), [reg. 1\(2\)](#), [sch. 11 para. 3\(2\)](#) (with [reg. 71](#))

8 In paragraph (2)(a) of regulation 19 of the Landfill (Scotland) Regulations 2003 (offences), for “£20,000” substitute “ £40,000 ”.

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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. 85B inserted by [2014 asp 14 s. 21\(1\)](#)