

Status: Point in time view as at 28/10/2004.

Changes to legislation: Antisocial Behaviour etc. (Scotland) Act 2004, Part 1 is up to date with all changes known to be in force on or before 09 October 2023. 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)

SCHEDULE 2 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 ”.
- 2 (1) The Control of Pollution Act 1974 shall be amended as follows.
 - (2) In section 30F(6) (pollution offences), in paragraph (a), for “£20,000” substitute “ £40,000 ”.
 - (3) In section 46D(2) (non-compliance with a works notice), in paragraph (a), for “£20,000” substitute “ £40,000 ”.
 - (4) In section 49A(3) (non-compliance with an enforcement notice), in paragraph (a), for “£20,000” substitute “ £40,000 ”.
- 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 - (b) subsection (4) is repealed.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 ”.

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