

*Status: Point in time view as at 24/12/2010.*

*Changes to legislation: There are currently no known outstanding effects for the Flood Risk Management (Scotland) Act 2009, SCHEDULE 3. (See end of Document for details)*

### SCHEDULE 3

*(introduced by section 96)*

#### MINOR AND CONSEQUENTIAL MODIFICATIONS

##### *Land Drainage (Scotland) Act 1958 (c. 24)*

- 1 (1) The Land Drainage (Scotland) Act 1958 is amended as follows.
  - (2) In section 1(1), (2)(a) and (b) (application for improvement order and making of order by Secretary of State), the words “flooding or” are repealed.
  - (3) In section 2(1)(c) (contents of improvement order), the words “flooding or” are repealed.
  - (4) In the definition of “drainage works” in section 18(1) (interpretation), the words “flooding or” are repealed.

#### Commencement Information

**I1** Sch. 3 para. 1 in force at 24.12.2010 by S.S.I. 2010/401, art. 3(h)

##### *Agriculture Act 1970 (c. 40)*

- 2 In the Agriculture Act 1970, sections 92 (provision of flood warning systems by SEPA in Scotland) and 94 (arrangements by SEPA with others relating to apparatus for flood warning systems in Scotland) are repealed.

#### Commencement Information

**I2** Sch. 3 para. 2 in force at 26.11.2009 by S.S.I. 2009/393, art. 2, Sch. (with arts. 3-5)

##### *Civil Aviation Act 1982 (c. 16)*

- 3 In paragraph 4 of Schedule 2 to the Civil Aviation Act 1982 (Civil Aviation Authority deemed to be statutory undertaker), the entry relating to the Flood Prevention (Scotland) Act 1961 is repealed.

#### Commencement Information

**I3** Sch. 3 para. 3 in force at 24.12.2010 by S.S.I. 2010/401, art. 3(h)

##### *Roads (Scotland) Act 1984 (c. 54)*

- 4 In section 32 of the Roads (Scotland) Act 1984 (contributions to drainage works and flood prevention operations), for “flood prevention operations under the Flood Prevention (Scotland) Act 1961” substitute “flood protection work under section 56 of the Flood Risk Management (Scotland) Act 2009 (asp 6)”.

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**Commencement Information**

**I4** Sch. 3 para. 4 in force at 24.12.2010 by S.S.I. 2010/401, art. 3(h)

*Electricity Act 1989 (c. 29)*

- 5 Paragraph 1(1)(xi) of Schedule 16 to the Electricity Act 1989 (licence holder deemed to be statutory undertaker) is repealed.

**Commencement Information**

**I5** Sch. 3 para. 5 in force at 24.12.2010 by S.S.I. 2010/401, art. 3(h)

*Local Government etc. (Scotland) Act 1994 (c. 39)*

- 6 Paragraph 56 of Schedule 13 to the Local Government etc. (Scotland) Act 1994 is repealed.

**Commencement Information**

**I6** Sch. 3 para. 6 in force at 24.12.2010 by S.S.I. 2010/401, art. 3(h)

*Environment Act 1995 (c. 25)*

- 7 Section 25 of the Environment Act 1995 (assessment by SEPA of flood risk and advice by SEPA to planning authorities about such risk) is repealed.

**Commencement Information**

**I7** Sch. 3 para. 7 in force at 26.11.2009 by S.S.I. 2009/393, art. 2, Sch.

*Gas Act 1995 (c. 45)*

- 8 Paragraph 2(1)(ix) of Schedule 4 to the Gas Act 1995 (gas transporter deemed to be statutory undertaker) is repealed.

**Commencement Information**

**I8** Sch. 3 para. 8 in force at 24.12.2010 by S.S.I. 2010/401, art. 3(h)

*Planning (Consequential Provisions) (Scotland) Act 1997 (c. 11)*

- 9 Paragraph 8 of Schedule 2 to the Planning (Consequential Provisions) (Scotland) Act 1997 is repealed.

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**Commencement Information**

**I9** Sch. 3 para. 9 in force at 24.12.2010 by S.S.I. 2010/401, art. 3(h)

*Flood Prevention and Land Drainage (Scotland) Act 1997 (c. 36)*

10 The Flood Prevention and Land Drainage (Scotland) Act 1997 is repealed.

**Commencement Information**

**I10** Sch. 3 para. 10 in force at 24.12.2010 by S.S.I. 2010/401, art. 3(h)

*Abolition of Feudal Tenure etc. (Scotland) Act 2000 (asp 5)*

11 Paragraph 24 of schedule 12 to the Abolition of Feudal Tenure etc. (Scotland) Act 2000 is repealed.

**Commencement Information**

**I11** Sch. 3 para. 11 in force at 24.12.2010 by S.S.I. 2010/401, art. 3(h)

*Transport Act 2000 (c. 38)*

12 Paragraph 1(2)(h) of Schedule 5 to the Transport Act 2000 (licence holder deemed to be statutory undertaker) is repealed.

**Commencement Information**

**I12** Sch. 3 para. 12 in force at 24.12.2010 by S.S.I. 2010/401, art. 3(h)

*Water Industry (Scotland) Act 2002 (asp 3)*

13 Paragraph 3 of schedule 7 to the Water Industry (Scotland) Act 2002 is repealed.

**Commencement Information**

**I13** Sch. 3 para. 13 in force at 24.12.2010 by S.S.I. 2010/401, art. 3(h)

*Water Environment and Water Services (Scotland) Act 2003 (asp 3)*

14 In section 2(4)(b)(i) of the Water Environment and Water Services (Scotland) Act 2003 (general duties under that Act), after “flood” insert “ risk ”.

**Commencement Information**

**I14** Sch. 3 para. 14 in force at 26.11.2009 by S.S.I. 2009/393, art. 2, Sch.

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