



# Public Health etc. (Scotland) Act 2008

## 2008 asp 5

### PART 5

#### PUBLIC HEALTH FUNCTIONS OF LOCAL AUTHORITIES

##### *Recovery of expenses*

#### **81 Recovery of expenses**

- (1) A local authority may recover any reasonable expenses it incurs in doing anything it is entitled to do under—
  - (a) section 73(7);
  - (b) section 75(2);
  - (c) section 76(6);
  - (d) section 78(2); or
  - (e) section 79(2) or (6),from the person on whom the notice under section 73(3) or, as the case may be, 76(2) was served.
- (2) Where the authority incurs expenses in doing anything it is entitled to do under section 79(2) or (6) without a notice under section 73(3) or 76(2) having been served, the authority may recover the expenses from—
  - (a) the occupier of the premises; or
  - (b) where the premises are unoccupied, the owner of them.
- (3) The local authority may also recover any administrative expenses incurred by it in connection with the thing to which the expenses relate.
- (4) The local authority may accept payment of sums recoverable under this section by instalments.
- (5) Sums due by a person under this section are recoverable by the local authority as a civil debt.

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**Changes to legislation:** *There are currently no known outstanding effects for the*  
*Public Health etc. (Scotland) Act 2008, Section 81. (See end of Document for details)*

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#### **Commencement Information**

**II**    [S. 81](#) in force at 1.10.2009 by [S.S.I. 2009/319](#), art. 2(a), [Sch. 1](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Public Health etc. (Scotland) Act 2008, Section 81.