

## SCHEDULES

### SCHEDULE 25

Section 209.

#### RELAXATION OF CONTROLS

##### *The Roads and Bridges (Scotland) Amendment Act 1892*

- 1 Section 5 (preservation of lands from injury) shall cease to have effect.

##### *The Burgh Police (Scotland) Act 1892*

- 2 In section 396 (terms of licence for theatres, etc.) for the words from the beginning to " £5 " there shall be substituted the words " A reasonable fee set by the issuing authority shall be payable for each licence ".
- 3 In section 433 (brokers' licences), for the words " sum not exceeding two shillings and sixpence " there shall be substituted the words " reasonable sum set by the issuing authority "

##### *The Burgh Police (Scotland) Act 1903*

- 4 In section 81 (licensing of billiard halls), for the words from " fee " to " shillings " there shall be substituted the words " reasonable fee set by the issuing authority shall be payable ".
- 5 In section 98(2) (application of Parts I and II), the words from " intimated " to " Scotland and " shall cease to have effect.

##### *The Milk and Dairies (Scotland) Act 1914*

- 6 In section 28 (milk depots), the words " subject to the consent of the Board " shall cease to have effect.

##### *The Performing Animals (Regulation) Act 1925*

- 7 In section 1 (restriction on exhibition, etc., of performing animals), the following amendments shall be made—
- (a) in subsection (2), for the words " the prescribed fee " there shall be substituted the words " such fee as appears to the local authority to be appropriate ";
  - (b) in subsection (5), the words " on payment of the prescribed fee ", in both places where they occur, shall cease to have effect;
  - (c) in subsection (7), the words "subject to payment of the prescribed fee " shall cease to have effect;
  - (d) at the end there shall be added the following subsection—

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“(8) A local authority may charge such fees as appear to them to be appropriate for inspection of the register, for taking copies thereof or making extracts therefrom or for inspection of copies of certificates of registration issued by them.”

- 8 In section 5(3) (interpretation etc.), the words from " and the fee " onwards shall cease to have effect.

*The Roads Improvement Act 1925*

- 9 In section 5 (prescription of building lines), paragraph (a) of the proviso shall cease to have effect.

*The Slaughter of Animals (Scotland) Act 1928*

- 10 In section 2(5) (fees for licences), the words " not exceeding five shillings" and the words " not exceeding one shilling" shall cease to have effect.

*The Bridges Act 1929*

- 11 In section 7(3) (arbitrations, etc.), the words from "and any question " onwards shall cease to have effect.

- 12 In section 10 (rules of procedure), subsections (1) and (2) shall cease to have effect.

*The Road Traffic Act 1930*

- 13 In section 53 (tolls), the following amendments shall be made—
- (a) in subsection (2)(b), the words from " but a right" onwards shall cease to have effect;
  - (b) in subsection (6), the words " subject to the approval of the Minister " shall cease to have effect.

- 14 In section 56 (removal of structures from highways, the following amendments shall be made—
- (a) subsection (2) shall cease to have effect;
  - (b) in subsection (3), the words from "or if" onwards shall cease to have effect.

*The Restriction of Ribbon Development Act 1935*

- 15 In section 17(2) (provision of means of entrance, etc., as condition of approval of building plans), the words from " measured " to " State " shall cease to have effect.

*The Harbours, Piers and Ferries (Scotland) Act 1937*

- 16 In section 10(5) (application of 1847 Act), the words from " and if " onwards shall cease to have effect.

*The Methylated Spirits (Sale by Retail) (Scotland) Act 1937*

- 17 In section 2 (lists of persons entitled to sell methylated spirits), the following amendments shall be made—

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- (a) in subsection (1), in the proviso, for the words "prescribed fees" there shall be substituted the words "fees set by them";
- (b) in subsection (2), for the words "prescribed fee", there shall be substituted the words "fee set by the authority";
- (c) in subsection (4), for the words "fees as may be prescribed" there shall be substituted the words "reasonable fees as the authority may set".

*The Water (Scotland) Act 1946*

- 18 Section 3 (Secretary of State may require records, etc., from persons abstracting water) shall cease to have effect.
- 19 In section 9 (water for domestic purposes), the words from "and the Secretary" onwards shall cease to have effect.
- 20 In section 24(1) (power to carry out works), the proviso shall cease to have effect.
- 21 In section 29(2) (local authority may provide wells, etc.), in the proviso, the words from "and any" onwards shall cease to have effect.
- 22 In section 53 (provision of water supply for new buildings), in subsection (1), the words from "in accordance" to "may make", and subsection (4) shall cease to have effect.
- 23 In Schedule 4 (provisions to be incorporated in orders relating to water undertakings), in paragraph 19, the words from "Any dispute" onwards, and in paragraph 24(2), the words from "or as" onwards, shall cease to have effect.

*The Local Government Act 1948*

- 24 Section 138(2) (consent of Minister to agreements) shall cease to have effect.

*The Highways (Provision of Cattle-Grids) Act 1950*

- 25 Sections 14 (provision of cattle-grids off roads) and 18 (provisions as to cattle-grids provided before the Act) shall cease to have effect.

*The Pet Animals Act 1951*

- 26 In section 1(2) (licensing of pet shops), the words "not exceeding £2" shall cease to have effect.

*The Food and Drugs (Scotland) Act 1956*

- 27 In section 21 (provision of cold stores by local authority), in subsection (1), the words "with the approval of the Secretary of State" and the words from "and any" onwards shall cease to have effect, and subsections (2) and (3) shall cease to have effect.
- 28 Section 22(2) (notification of cases of food poisoning) shall cease to have effect.

*The Weights and Measures Act 1963*

- 29 In section 4(2) (local standards), after the word "kept" there shall be inserted the words "in such manner and under such conditions as the Secretary of State may

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direct ", the words " and approved for the purpose by the Board " shall cease to have effect, and for the words " approved in that behalf by the Board " there shall be substituted the words " which appear to the authority to be appropriate ".

30 In section 5(3) (working standards etc.), the words " and approved for the purpose by the Board " shall cease to have effect.

31 In section 44(1) (inspector's fees), the words " with the consent of the Board " shall cease to have effect.

*The Animal Boarding Establishments Act 1963*

32 In section 1(2) (licensing of boarding establishments for animals), the words " not exceeding £2 " shall cease to have effect,

*The Riding Establishments Act 1964*

33 In section 1(2) (licensing of riding establishments), for the words " a fee not exceeding £10 " there shall be substituted the words " such fee as may be set by the local authority ".

*The Road Traffic Regulation Act 1967*

34 In section 12(6) (temporary prohibition or restriction of traffic), for the words " six weeks from the making " there shall be substituted the words " three months from the coming into operation ".

35 In section 29 (powers regarding off-street parking places), in subsection (1), the words from " exercisable " to " by him ", and subsection (2), shall cease to have effect.

36 In section 31(2) (use of parking places), the words from "and where " onwards shall cease to have effect.

37 In section 37(5) (supplementary provisions), for the words " the prescribed steps" there shall be substituted the words " such steps as appear to them to be appropriate ", for the words from " not less " to " occasions" there shall be substituted the word " afterwards " , and the words " in the prescribed manner " and the words from " and in this" onwards shall cease to have effect.

38 In section 44 (financial provisions), in subsection (2), in the proviso, the words from " but shall not" onwards shall cease to have effect, and in subsection (3)(c), the words "with the consent of the appropriate Minister " shall cease to have effect.

*The Water (Scotland) Act 1961*

39 In Schedule 5 (amendments of the Water (Scotland) Acts), in paragraph 26, in subsection (1) of the substituted section 18, for the words " Secretary of State " there shall be substituted the words " water authority within whose limits of supply the premises are situated " , and in the said section 18, subsection (2) shall cease to have effect.

*The Countryside (Scotland) Act 1967*

40 In section 41(1)(b) (ferries for purposes of long-distance routes), the words " with the approval of the Secretary of State " shall cease to have effect.

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*The Social Work (Scotland) Act 1968*

- 41 In section 22 (removal of children in residential establishments), the words " the Secretary of State or " shall cease to have effect.

*The Transport Act 1968*

- 42 In section 12(4) (borrowing powers of Executive), the words " with the consent of the Minister " shall cease to have effect.
- 43 In section 36 (power of local authority to run contract carriages), in subsection (2), the words " subject to subsection (3) of this section " shall cease to have effect, and subsections (3) to (8) shall cease to have effect.
- 44 In section 37 (power for local authorities to acquire or dispose of public service vehicle undertakings), in subsection (1), the words from " with the consent" to " State " shall cease to have effect, and subsection (2) shall cease to have effect.
- 45 In section 138 (travel concessions), subsections (7), (8) and (9)(a) shall cease to have effect.

*The Town and Country Planning (Scotland) Act 1972*

- 46 In section 63(1) (proper maintenance of waste land), the words from " then " to " State " shall cease to have effect.
- 47 In section 84(1) (power to serve enforcement notice), the words from " to any " to " State and " shall cease to have effect.
- 48 In section 260 (default powers of Secretary of State), in subsection (1), the words from " may give " to " confirmation or " shall cease to have effect, and in subsection (5), paragraph (b) and the words from " or under " to " 61 of this Act" and the words from " may give " to " notice or " shall cease to have effect.