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STATUTORY INSTRUMENTS

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**1998 No. 3272 (C. 83) (S. 213)**

**ENVIRONMENTAL PROTECTION**

**The Environment Act 1995 (Commencement  
No.13) (Scotland) Order 1998**

Made - - - - 22nd December  
1998

The Secretary of State, in exercise of the powers conferred on him under section 125(3) of the Environment Act 1995(1), hereby makes the following Order:

**Citation**

1. This Order may be cited as the Environment Act 1995 (Commencement No.13) (Scotland) Order 1998.

**Provision coming into force on 1 January 1999**

2. Section 59 of the Environment Act 1995 (insofar as that section is not already in force) shall come into force on 1st January 1999.

St Andrew's House,  
Edinburgh  
22nd December 1998

*Gus MacDonald*  
Parliamentary Under Secretary of State, Scottish  
Office

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

Article 2 brings into force on 1st January 1999 section 59 of the Environment Act 1995 insofar as it is not already in force. This inserts sections 30Y and 30Z into the Control of Pollution Act 1974 (abandoned mines).

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

The following provisions of the Environment Act 1995 have been brought into force by commencement orders made before the date of this Order.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No.</i>
Section 1	28. 7.1995	1995/1983
Section 2	1. 4.1996	1996/186
Section 3(1)	1. 4.1996	1996/186
Section 3(2) to (8)	28. 7.1995	1995/1983
Section 4	28. 7.1995	1995/1983
Section 5	1. 2.1996 and 1. 4.1996	1996/186
Section 6	1. 4.1996	1996/186
Section 7	28. 7.1995	1995/1983
Section 8	1. 4.1996	1996/186
Section 9	28. 7.1995	1995/1983
Sections 10 and 11	1. 4.1996	1996/186
Section 12	28. 7.1995	1995/1983
Sections 13 to 19	1. 4.1996	1996/186
Sections 20 to 23	12.10.1995	1995/2649
Sections 25 to 29	1. 4.1996	1996/186
Sections 30 to 32	12.10.1995	1995/2649
Sections 33 to 35	1. 4.1996	1996/186
Section 36	12.10.1995	1995/2649
Section 37	28. 7.1995 and 1. 4.1996	1995/1983 and 1996/186
Sections 38 to 40	28. 7.1995	1995/1983
Section 41	21. 9.1995 1. 2.1996 and 1. 4.1996	1995/1983 and 1996/186

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No.</i>
Section 42	21. 9.1995	1995/1983
Sections 43 to 52	28. 7.1995	1995/1983
Sections 53 and 54	1. 4.1996	1996/186
Section 55	1. 2.1996 and 1. 4.1996	1996/186
Section 56	28. 7.1995	1995/1983
Section 57 (partially)	21. 9.1995	1995/1983
Section 58	21. 9.1995 and 1. 7.1998	1995/1983 and 1998/604
Section 59 (partially)	12.10.1995	1995/2649
Section 60	1. 7.1997 and 1. 7.1998	1997/1626 and 1998/604
Section 78 and Schedule 10 (partially), with savings	23.11.1995 1. 4.1996 and 1. 4.1997	1995/2950 and 1996/2560
Section 80	1. 2.1996	1996/186
Section 81	1. 4.1996	1996/186
Section 82 to 86	23.12.1997	1997/3044
Sections 87 to 89	1. 2.1996	1996/186
Section 90 and Schedule 11	1. 2.1996 and 23.12.1997	1996/186 and 1997/3044
Section 91	1. 2.1996	1996/186
Section 92	1. 4.1996	1996/186
Sections 93 to 95	21. 9.1995	1995/1983
Section 96(1) (5) and (6) and Schedule 13 and 14 (England and Wales)	1.11.1995	1995/2765
Section 96(1), (5) and (6) and Schedule 13 and 14 (Scotland)	1. 1.1997	1996/2857
Section 96(2)	1.11.1995	1995/2765
Section 96(3)	1. 1.1997	1996/2857
Section 96(4) (partially) (England and Wales)	1.11.1995	1995/2765
Section 96(4) (partially) (Scotland)	1. 1.1997	1996/2857
Sections 97 to 103	21. 9.1995	1995/1983
Section 104	1. 4.1996	1996/186
Section 105 and Schedule 15	21. 9.1995 1. 2.1996 1. 4.1996 and 1. 1.1999	1995/1983 and 1996/186
Sections 106 to 114	1. 4.1996	1996/186
Section 115	1. 4.1996	1995/2950 and 1996/186

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I.No.</i>
Section 116 and Schedule 21 (partially)	21. 9.1995 1. 7.1997 and 8. 4.1998	1995/19831997/1626 and 1998/781
Section 117	1. 4.1996	1996/186
Section 118(1) to (3), (4) and (5) (partially) and (6)	1. 4.1996	1996/186
Section 119	1. 4.1996	1996/186
Section 120(1) and Schedule 22 (partially)	12.10.1995 21. 9.95 1. 2.1996 1. 4.1996 21.11.1996 31.12.1996 23.12.1997 and 1. 4.1998	1995/19831995/26491996/1861996/29091997/3044 and 1998/604
Section 120(2) and Schedule 23 (partially)	1. 4.1996 and 1. 1.1999	1995/1983 and 1996/186
Section 120(3) and Schedule 24 (partially)	1. 2.1995 21. 9.1995 1.11.1995 1. 2.1996 1. 4.1996 31.12.1996 1. 1.1997 1. 4.1997 and 1. 1.1999	1995/19831995/27651996/1861996/25601996/2857 and 1996/2909
Section 120(4) to (6)	28. 7.1995	1995/1983
Sections 121 to 124	28. 7.1995	1995/1983
Paragraph 7(2) of Schedule 7	1. 4.1997	1996/2560