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Local Government etc. (Scotland) Act 1994

CHAPTER 39

LOCAL GOVERNMENT ETC. (SCOTLAND) ACT 1994

PART I

LOCAL GOVERNMENT REORGANISATION

CHAPTER 1

LOCAL GOVERNMENT AREAS, AUTHORITIES AND ELECTIONS

- 1 Local government areas in Scotland.
- 2 Constitution of councils.
- 3 Orkney, Shetland and Western Isles.
- 4 Convener and depute convener.
- 5 Elections and term of office of councillors.
- 6 Date of elections.
- 7 Establishment of new local authorities and supplementary provisions.

CHAPTER 2

STAFF

- 8 Transfer of employees.
- 9 Effect of section 8 on contracts of employment.
- 10 Continuity of employment.
- 11 Remuneration of employees of local authorities.
- 12 Staff commission.
- 13 Compensation for loss of office or diminution of emoluments.

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- 14 Employment by new authorities.

CHAPTER 3

PROPERTY

- 15 Transfer of property.
16 Property held on trust.
17 Educational endowments.
18 Residuary bodies.
19 Property commission.

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- 20 Joint committees and joint boards.
21 Application of section 211 of the 1973 Act to joint boards.
22 Community councils.
23 Duty to prepare decentralisation schemes.

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- 24 Transitional provisions: finance.
25 Financing of new authorities prior to 1st April 1996.

Valuation and rating

- 26 Valuation lists.
27 Valuation areas and authorities and appointment of assessors etc.
28 Valuation rolls.
29 Valuation appeal panels and committees.
30 Rating authorities.

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FUNCTIONS

Education

- 31 Education.
32 Co-operation between education authorities.

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- 33 Structure plans.

Police

- 34 Reorganisation of police areas.
35 Amalgamation schemes.

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Fire services

36 Fire services.

Rivers

37 River purification boards.

Roads

38 Roads.

39 Roads authority for boundary bridges.

Public transport

40 Establishment etc. of Strathclyde Passenger Transport Authority.

41 Amendment of section 13 of Transport Act 1968.

Traffic

42 Power to secure management of traffic control system.

43 Guidance as to exercise of traffic powers.

44 Restriction on order-making powers of existing authorities.

Social work

45 Chief social work officer.

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46 Licensing boards.

47 Proceedings in district courts: transitional provisions.

48 Amendment of District Courts (Scotland) Act 1975.

49 Justices of the peace.

50 Stipendiary magistrates.

51 Registration of births, deaths and marriages.

52 Tweed Fisheries Commissioners.

53 Records held by local authorities.

54 Use, acquisition and disposal of records.

55 Restriction on disposal of assets and entering into contracts by existing authorities.

56 Duty of existing authorities and assessors to provide information to new authorities.

57 Power and duty of existing local authorities to assist new authorities.

58 Further provision as to discharge of functions by authorities.

59 Local Acts and instruments.

60 Applications to sheriff in cases of difficulty.

61 Interpretation of Part I.

PART II

WATER AND SEWERAGE REORGANISATION

Status: Point in time view as at 01/04/2013.

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- 62 New water and sewerage authorities.
- 63 Alteration of water areas and sewerage areas.
- 64 Maps of areas.
- 65 General duties of Secretary of State and of new authorities.
- 66 Codes of practice for new water and sewerage authorities.

Protection of customers' interests etc.

- 67 Scottish Water and Sewerage Customers Council

The Water Industry Commissioner for Scotland

- 67A Water Industry Commissioner for Scotland and Consultative Committees.
- 68 Functions of Customers Council.
- 69 Power of Customers Council to require information.
- 70 Annual reports by, and information from, Customers Council.
- 71 Funding of Customers Council.
- 72 References to Monopolies and Mergers Commission.

Environmental protection

- 73 Duty of new authorities as respects Natural Heritage Area or area of special interest.

Charges

- 74 Charges for services provided.
- 75 Maximum charges for services provided with help of new authority.
- 75A Commissioner's advice on charges.
- 76 Charges schemes.
- 77 Publication of summary of charges scheme.
- 78 Liability of occupiers etc. for charges.
- 79 Collection of charges by local authority.
- 80 Power to demand and recover charges not to affect duty to maintain domestic water supply etc.
- 81 Reduced charges.
- 82 Arrears of charges: restrictions on voting.

Finances of new authorities

- 83 Duties and powers relating to finance.
- 84 Financing and borrowing.
- 85 Guarantees.
- 86 Directions as to payment and investment.
- 87 Accounts.
- 88 Audit of accounts.

Subsidiary powers of new authorities

- 89 Subsidiary powers of new authorities.

Dissolution of Central Scotland Water Development Board

- 90 Dissolution of Central Scotland Water Development Board.

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- 91 Transfer of property, rights and liabilities to new authorities.
- 92 Transfer schemes: general.
- 93 Preparations for transfer of functions etc. to new authorities.
- 94 Power to require provision of information and assistance as respects transfer schemes.
- 95 Supplementary provision as to transfer schemes.
- 96 Transfer schemes: exemption from stamp duty and stamp duty reserve tax.

Transfer etc. of staff

- 97 Staff: application of Chapter 2 of Part I etc.

Land transactions

- 98 Acquisition of land by agreement.
- 99 Compulsory acquisition of land.
- 100 Disposal of land.

Amendment of Sewerage (Scotland) Act 1968

- 101 Authorisation of construction of certain private sewers etc.
- 102 Emptying of septic tanks.
- 103 Register as respects trade effluents.
- 104 Disapplication of restrictions on disclosure of information.

Further amendment of Water (Scotland) Act 1980

- 105 Restriction on references to Secretary of State of questions regarding water supply.
- 106 Removal of restriction on supply of water to premises outwith water authority's limits of supply.
- 107 Supply of water for use outwith Scotland.
- 108 Further provision as regards removal of restrictions on supply of water outwith limits of supply.
- 109 Right of objection to proposed laying of mains.
- 110 Vesting of certain supply pipes.
- 111 Duty of water authority to keep map showing water mains etc.
- 112 Simplification of provisions as respects opting for water supply by meter.
- 113 Actings of Secretary of State on default of water authority.
- 114 Publication and provision of information as respects quality of private supplies of water.
- 115 Regulations as to certain procedures.

Miscellaneous provisions as respects new authorities

- 116 Power of Secretary of State to give directions to new authorities.
- 117 Directions in the interests of national security.
- 118 Provision of information, etc.
- 119 Records held by new authorities.
- 120 Duty of new authorities to collaborate.
- 121 Power of new authorities to promote or oppose private legislation.
- 122 Supply of goods and services to new authorities by local authorities.

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- 123 Power to require local authorities and assessors to supply information to new authorities.

Other miscellaneous provisions

- 124 Cancellation of obligation to contribute towards certain expenses incurred as respects sewerage, or disposal of sewage, in rural localities.

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- 125 Interpretation of Part II.
125A Application of Part II to Crown.
126 Orders under Part II.

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THE PRINCIPAL REPORTER AND THE SCOTTISH CHILDREN'S REPORTER ADMINISTRATION

The Principal Reporter

- 127 The Principal Reporter.

The Scottish Children's Reporter Administration

- 128 The Scottish Children's Reporter Administration.
129 Appeal against dismissal of Principal Reporter and other officers.

Additional functions of the Principal Reporter

- 130 Annual report of Principal Reporter.
131 Delegation of Principal Reporter's functions.

Functions of the Administration

- 132 Duty of Administration to provide accommodation etc. for children's hearings.
133 Ancillary powers of Administration.
134 Directions by the Secretary of State.

Finance of the Administration

- 135 Government grants to the Administration.

Reports, accounts etc. of the Administration

- 136 Reports, accounts etc. of the Administration.

General and supplemental

- 137 Staff: application of Chapter 2 of Part I.
138 Property etc.: application of Chapter 3 of Part I.

PART IV

MISCELLANEOUS

Social work

- 139 Report by local authority for purpose of investigation preliminary to children's hearing.

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Voluntary organisations

- 140 Power of local authorities to provide assistance to voluntary organisations.

Byelaws

- 141 Byelaws under section 121 of Civic Government (Scotland) Act 1982.

Polling districts

- 142 Organisation of polling districts.

Education

- 143 Self-governing schools: certain proposals under Education (Scotland) Act 1980.
144 Denominational schools: proposals under section 22D of Education (Scotland) Act 1980.
145 Provision of school transport and other facilities.

Roads

- 146 Definition of “road”.
147 Provisions consequential on making of special road order.
148 Toll orders.
149 Road works register.
150 Traffic signs.

Valuation and rating

- 151 Exclusion from valuation roll of shootings, deer forests, fishings and fish counters.
152 Amendment of definition of “lands and heritages”.
153 Power of Secretary of State to prescribe amount of non-domestic rate.
154 Rating of unoccupied lands and heritages.
155 Rating of lands and heritages partly unoccupied for a short time.
156 Remission of rates on account of hardship.
157 Certain orders relating to valuation not to be treated as hybrid.
158 Grants in respect of certain rate rebates.
159 Rating of enterprise zone.
160 Further provision as to valuation by formula.
161 Power of Secretary of State to combine and divide lands and heritages.
162 Abolition of Scottish Valuation Advisory Council.

Amendment of Transport Act 1968

- 163 Guarantees by Strathclyde Passenger Transport Authority.

Finance

- 164 Calculation of limits on spending.
165 Powers of authorities to borrow and lend money.
166 Grants in relation to ethnic minorities.
167 Special grants.
168 Direct Labour Organisation/ Direct Services Organisation Accounts.
169 Statements of support services costs.

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Resources

- 170 Effective use of resources.

Economic development

- 171 Functions to include promotion of economic development.

Tourism

- 172 Duty of Secretary of State to establish area tourist boards.
173 Power of Secretary of State to amend and revoke schemes.
174 Power of local authority to submit amending schemes to Secretary of State.
175 Provision of assistance to boards by old authorities.
176 Powers to carry on tourism-related activities.

PART V

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- 177 Parliamentary disqualification.
178 Financial provisions.
179 Savings.

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- 180 Minor and consequential amendments and repeals
181 Consequential and supplementary provisions
182 Further transitional provisions.
183 Interpretation and amendment of statutory references
184 Short title, commencement and extent

SCHEDULE 1 — New Local Government Areas Part I

New areas

Part II

Provisions as to boundaries

- 1 The boundaries of the new local government areas shall be...
2 In this Schedule— “electoral division” means an electoral division for...

SCHEDULE 2 — Establishment of New Local Authorities

First elections of councillors

- 1 (1) For the purpose of any election of councillors held...
2 (1) Notwithstanding the provisions of section 41(1) (returning officer to...)

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Qualification for membership

3 For the purposes of section 29 of the 1973 Act,...

First meetings of new councils

4 (1) The first meeting of each new council shall be...

5 (1) Until the completion of the election of a convener...

Suspension of elections

6 No election of councillors of an existing local authority shall...

Election of convener and depute convener after 1st April 1996

7 (1) The term of office of the convener and any...

SCHEDULE 3 — Residuary Bodies

Incorporation

1 A residuary body shall— (a) be a body corporate; and...

Status

2 A residuary body shall not be regarded as acting on...

Membership

3 (1) Subject to the provisions of this paragraph, every member...

4 The Secretary of State shall satisfy himself—

5 A person in respect of whom the Secretary of State...

Remuneration etc. of members

6 (1) A residuary body shall pay to each member such...

Staff

7 A residuary body may appoint, on such terms and conditions...

8 (1) A residuary body shall, in the case of such...

Proceedings

9 (1) A member of a residuary body who is directly...

10 (1) A residuary body shall regulate its own proceedings.

11

Delegation

12 (1) Anything authorised or required by or under any enactment...

Acquisition and disposal of land

13 (1) A residuary body may with the consent of the...

Borrowing and lending

14 A residuary body may, subject to any directions by the...

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Provision of services

- 15 (1) A residuary body may by agreement with any relevant...

Provision of information by councils

- 16 A local authority shall, on request, supply a residuary body...

Reports and information

- 17 (1) A residuary body shall publish an annual report on...

Supervision by Commissioner for Local Administration in Scotland

- 18 A residuary body established under this Act shall be included...

SCHEDULE 4 —

- 1 The 1972 Act shall be amended in accordance with this...
- 2 In section 4 (survey of planning districts)—
- 3 In section 5 (preparation of structure plans), for subsection (1)...
- 4 In section 6 (publicity in connection with preparation of structure...
- 5 After section 6 insert— Consultation with other planning authorities.
Before submitting a structure plan or proposals for alteration thereof...
- 6 In section 7 (approval or rejection of structure plan by...
- 7 In section 9 (preparation of local plans), before subsection (3)...
- 8 In section 15 (default powers of the Secretary of State)—...
- 9 In section 17 (meaning of “development plan”), at the end...
- 10 For subsection (3) of section 102 (compulsory acquisition of land)...
- 11 For subsection (9) of section 201 (orders extinguishing right to...
- 12 For subsection (5) of section 202 (provision of amenity for...
- 13 In section 242(1) (contributions by local authorities and statutory
undertakers)—...
- 14 In section 243 (acquisition of property in certain circumstances), for...
- 15 In section 275(1) (interpretation), for the definition of “local
authority”...

SCHEDULE 5 — Strathclyde Passenger Transport Authority
Part I

The Authority

- 1 In this Schedule “council” means a council constituted under section...
- 2 The Authority shall consist of such number of members appointed...
- 3 The chairman of the Authority shall be such one of...
- 4 A person may be appointed as a member of the...
- 5 A person who at the date of his appointment as...
- 6 If at any time not less than three months after...

Part II

Matters which may be dealt with by order under section 40

- 1 The incorporation of the Authority.
- 2 The appointment in accordance with Part I of this Schedule...
- 3 The terms on which and period for which the members...
- 4 The payment of allowances to, or to any class of,...
- 5 The proceedings of the Authority.

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- 6 The establishment by the Authority of committees and the composition...
- 7 The delegation of functions by the Authority to a committee...
- 8
- 9 The appointment by the Authority of officers and staff and...
- 10 Provision as to the superannuation of officers and staff of...
- 11 The provision of accommodation for the Authority by the Authority...
- 12 Provision applying, with or without modifications, to the Authority or...
- 13 The making of reports and the furnishing of information by...
- 14 Any particular matters to be dealt with in the annual...
- 15 Provision for the council or councils by whom a member...
- 16 Provision, as respects any period before the Authority appoint or...

SCHEDULE 6 — Entry relating to new Scottish local authority to be inserted in Schedule 1 to the Tweed Fisheries Act 1969

SCHEDULE 7 —

Incorporation

- 1 A new water and sewerage authority (in this Schedule referred...

Status

- 2 An authority shall not— (a) be regarded as a servant...

Membership

- 3 The members of an authority shall be—
- 4 The Secretary of State shall satisfy himself—
- 5 A person in respect of whom the Secretary of State...
- 6 Subject to paragraphs 7 and 8 below, each member of...
- 7 The Secretary of State may remove a member, other than...

Chairmen and deputy chairmen

- 8 (1) The Secretary of State shall appoint one of the...

Remuneration, allowances and pensions

- 9 (1) An authority shall pay to their chairman, deputy chairman...
- 10 The Secretary of State may, . . . determine that...

Staff

- 11 The Secretary of State shall, after consultation with an authority's...
- 12 (1) Subject to any provision made by virtue of Chapter...

Committees

- 13 The authority may establish committees for or in connection with...

Proceedings

- 14 The quorum of an authority, and the arrangements for their...
- 15 (1) A member of an authority who is directly or...
- 16 The validity of any proceedings of an authority shall not...

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17

Delegation of powers

18 (1) Anything authorised or required by or under any enactment...

SCHEDULE 8 —

SCHEDULE 9 —

Incorporation

1 The Customers Council shall be a body corporate.

Status

2 The Customers Council shall not be regarded as a servant...

Membership

3 The members of the Customers Council shall be not fewer...

4 For the purposes of paragraph 3 above, services are domestic...

5 The Secretary of State shall appoint one of the members...

6 A member of the Customers Council shall hold and vacate...

Members' remuneration, pensions and allowances

7 (1) The Customers Council shall pay to its chairman, deputy...

8 The Secretary of State may, . . . determine that...

Staff

9 (1) The Customers Council may appoint on such terms and...

Committees

10 (1) For or in connection with the discharge of such...

Public Committee Meetings

11 In every financial year, at least one meeting of each...

Schedule 9A —

Part I — THE COMMISSIONER

Appointment

1 (1) The Commissioner shall be appointed by the Secretary of...

Staff

2 (1) The Commissioner may, with the consent of the Secretary...

Status

3 The Commissioner and his staff are not to be regarded...

3A *Accounts*

Part II — THE CONSULTATIVE COMMITTEES

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Membership

- 4 (1) Each Consultative Committee shall consist of—

Allowances

- 5 The deputy chairman and the ordinary members of a Consultative...

Proceedings

- 6 The proceedings of a Consultative Committee shall be conducted in...

SCHEDULE 10 —

- 1 (1) This Schedule applies to any sum which has become...
2 (1) Subject to sub-paragraphs (4) and (5) below, any sum...
3 No misnomer or inaccurate description of any person or place,...
4 (1) Subject to sub-paragraph (2) below, and without prejudice to...

SCHEDULE 11 —

Allocation of property, rights and liabilities

- 1 (1) The provisions of this paragraph and of paragraphs 2...
2 (1) It shall be the duty of the council (or...

Variation of transfers by agreement

- 3 (1) At any time before the end of the period...

Right to production of documents of title

- 4 Where, on any transfer to which this Schedule applies, a...

Certificate of vesting

- 5 (1) In the case of any transfer to which this...

Restrictions on dealing with certain land

- 6 (1) If, as regards a transfer to which this Schedule...

Construction of agreements, statutory provisions and documents

- 7 (1) This paragraph applies where, in the case of any...
8 (1) Except as otherwise provided in any provision of this...
9 (1) The transferee under a transfer to which this Schedule...
10 The provisions of paragraphs 7 to 9 above shall have...

Third parties affected by vesting provisions

- 11 (1) Without prejudice to the provisions of paragraphs 7 to...

Interpretation

- 12 In this Schedule— “islands council” shall, as the context may...

SCHEDULE 12 — Status, Constitution and Proceedings of The Scottish Children’s Reporter Administration

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Status

- 1 The Administration shall be a body corporate and shall have...
- 2 The Administration shall not— (a) be regarded as a servant...

Membership

- 3 (1) The members of the Administration shall be not fewer...
- 4 (1) The Secretary of State shall satisfy himself—
- 5 Subject to paragraphs 6 and 7 below, each member of...
- 6 The Secretary of State may remove from office a member...

Chairman and deputy chairman

- 7 (1) The Secretary of State shall appoint one of the...

Remuneration and allowances

- 8 (1) The Administration shall— (a) pay to its members appointed...
- 9 (1) The Administration shall, in the case of such of...

Proceedings

- 10 (1) The Administration may regulate its own procedure.

Committees

- 11 (1) The Administration may appoint persons who are not members...

Delegation of powers

- 12 (1) Anything authorised or required by or under any enactment...

Documents

- 13

SCHEDULE 13 — Minor and Consequential Amendments

The Riotous Assemblies (Scotland) Act 1822 (c.33)

- 1 In section 10 of the Riotous Assemblies (Scotland) Act 1822...

The Harbours, Docks and Piers Clauses Act 1847 (c.27)

- 2 (1) The Harbours, Docks and Piers Clauses Act 1847 shall...

The Burial Grounds (Scotland) Act 1855 (c.68)

- 3 (1) The Burial Grounds (Scotland) Act 1855 shall be amended...

The Explosives Act 1875 (c.17)

- 4 (1) The Explosives Act 1875 shall be amended in accordance...

The Public Libraries Consolidation (Scotland) Act 1887 (c.42)

- 5 For section 2 of the Public Libraries Consolidation (Scotland) Act...

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The Allotments (Scotland) Act 1892 (c.54)

6 In section 16 of the Allotments (Scotland) Act 1892 (definitions),...

The Merchant Shipping Act 1894 (c.60)

7

The Light Railways Act 1896 (c.48)

8 In section 26 of the Light Railways Act 1896 (application...

The Public Health (Scotland) Act 1897 (c.38)

9 In section 12 of the Public Health (Scotland) Act 1897...

The Census Act 1920 (c.41)

10 In section 9 of the Census Act 1920 (application to...

The Celluloid and Cinematograph Film Act 1922 (c.35)

11 In section 10(1) of the Celluloid and Cinematograph Film Act...

The Allotments (Scotland) Act 1922 (c.52)

12 In section 19(1) of the Allotments (Scotland) Act 1922
(interpretation),...

The Performing Animals (Regulation) Act 1925 (c.38)

13 In section 6(a) of the Performing Animals (Regulation) Act 1925...

The Agricultural Produce (Grading and Marking) Act 1928 (c.19)

14 In section 8 of the Agricultural Produce (Grading and Marking)...

The Petroleum (Consolidation) Act 1928 (c.32)

15 In section 24 of the Petroleum (Consolidation) Act 1928 (application...

The Local Government (Scotland) Act 1929 (c.25)

16 In section 29 of the Local Government (Scotland) Act 1929...

The Road Traffic Act 1930 (c.43)

17 (1) The Road Traffic Act 1930 shall be amended in...

The Church of Scotland (Property and Endowments) (Amendment) Act 1933 (c.44)

18 In section 2(2) of the Church of Scotland (Property and...

The Private Legislation Procedure (Scotland) Act 1936 (c.52)

19 In section 11(6) of the Private Legislation Procedure (Scotland) Act...

The Harbours, Piers and Ferries (Scotland) Act 1937 (c.28)

20 In section 31(1) of the Harbours, Piers and Ferries (Scotland)...

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The Children and Young Persons (Scotland) Act 1937 (c.37)

21 In section 110(1) of the Children and Young Persons (Scotland)...

The Public Records (Scotland) Act 1937 (c.43)

22 (1) The Public Records (Scotland) Act 1937 shall be amended...

The Methylated Spirits (Sale by Retail) (Scotland) Act 1937 (c.48)

23 In section 6 of the Methylated Spirits (Sale by Retail)...

The Civil Defence Act 1939 (c.31)

24 In section 62(1A) of the Civil Defence Act 1939 (power...

The Land Drainage (Scotland) Act 1941 (c.13)

25 In section 7(1) of the Land Drainage (Scotland) Act 1941...

The Public Health (Scotland) Act 1945 (c.15)

26 In section 1(8) of the Public Health (Scotland) Act 1945...

The Fire Services Act 1947 (c.41)

27 (1) The Fire Services Act 1947 shall be amended in...

The Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947 (c.42)

28 In section 7(1) of the Acquisition of Land (Authorisation Procedure)...

The Civil Defence Act 1948 (c.5)

29 (1) The Civil Defence Act 1948 shall be amended in...

The Local Government Act 1948 (c.26)

30 In section 145(2) of the Local Government (Scotland) Act 1948...

The National Assistance Act 1948 (c.29)

31 (1) The National Assistance Act 1948 shall be amended in...

The Coast Protection Act 1949 (c.74)

32 (1) The Coast Protection Act 1949 shall be amended in...

The National Parks and Access to the Countryside Act 1949 (c.97)

33 In section 99(2) of the National Parks and Access to...

The Shops Act 1950 (c.28)

34 In section 73(4) of the Shops Act 1950 (local authorities),...

The Allotments (Scotland) Act 1950 (c.38)

35 (1) The Allotments (Scotland) Act 1950 shall be amended in...

Status: Point in time view as at 01/04/2013.

Changes to legislation: Local Government etc. (Scotland) Act 1994 is up to date with all changes known to be in force on or before 06 September 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)

The Pet Animals Act 1951 (c.35)

36 In section 7(3) of the Pet Animals Act 1951 (interpretation),...

The Rag Flock and Other Filling Materials Act 1951 (c.63)

37

The Rivers (Prevention of Pollution) (Scotland) Act 1951 (c.66)

38 (1) The Rivers (Prevention of Pollution) (Scotland) Act 1951 shall...

The Hypnotism Act 1952 (c.46)

39 In section 2(4)(b) of the Hypnotism Act 1952 (meaning of...

The Post Office Act 1953 (c.36)

40

The Emergency Laws (Miscellaneous Provisions) Act 1953 (c.47)

41 In section 5(6)(b) of the Emergency Laws (Miscellaneous Provisions) Act...

The Long Leases (Scotland) Act 1954 (c.49)

42 In section 4(3) of the Long Leases (Scotland) Act 1954...

The Transport Charges &c. (Miscellaneous Provisions) Act 1954 (c.64)

43 In section 6(1)(c) of the Transport Charges &c. (Miscellaneous Provisions)...

The Army Act 1955 (c.18)

44 (1) The Army Act 1955 shall be amended in accordance...

The Air Force Act 1955 (c.19)

45 (1) The Air Force Act 1955 shall be amended in...

The Valuation and Rating (Scotland) Act 1956 (c.60)

46 In section 43(1) (interpretation) of the Valuation and Rating (Scotland)...

The Naval Discipline Act 1957 (c.53)

47 In Schedule 4A to the Naval Discipline Act 1957 (powers...

The Land Drainage (Scotland) Act 1958 (c.24)

48 In Schedule 1 to the Land Drainage (Scotland) Act 1958...

The Disabled Persons (Employment) Act 1958 (c.33)

49 In section 3(5) of the Disabled Persons (Employment) Act 1958...

Status: Point in time view as at 01/04/2013.

Changes to legislation: Local Government etc. (Scotland) Act 1994 is up to date with all changes known to be in force on or before 06 September 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)

The Matrimonial Proceedings (Children) Act 1958 (c.40)

- 50 (1) The Matrimonial Proceedings (Children) Act 1958 shall be amended...

The Trading Representations (Disabled Persons) Act 1958 (c.49)

- 51 In section 1(5) of the Trading Representations (Disabled Persons) Act...

The Building (Scotland) Act 1959 (c.24)

- 52 In section 29(1) of the Building (Scotland) Act 1959 (interpretation),...

The Deer (Scotland) Act 1959 (c.40)

- 53 (1) The Deer (Scotland) Act 1959 shall be amended in...

The Caravan Sites and Control of Development Act 1960 (c.62)

- 54 In section 24 of the Caravan Sites and Control of...

The Factories Act 1961 (c.34)

- 55 In section 176(1) of the Factories Act 1961 (general interpretation),...

The Flood Prevention (Scotland) Act 1961 (c.41)

- 56 (1) The Flood Prevention (Scotland) Act 1961 shall be amended...

The Local Government (Financial Provisions etc.) (Scotland) Act 1962 (c.9)

- 57 In subsection (5) of section 4 of the Local Government...

The Education (Scotland) Act 1962 (c.47)

- 58 In section 145(16) of the Education (Scotland) Act 1962 (general...

The Betting, Gaming and Lotteries Act 1963 (c.2)

- 59 (1) The Betting, Gaming and Lotteries Act 1963 shall be...

The Local Government (Financial Provisions) (Scotland) Act 1963 (c.12)

- 60 (1) The Local Government (Financial Provisions) (Scotland) Act 1963 shall...

The Animal Boarding Establishments Act 1963 (c.43)

- 61 In section 5(2) of the Animal Boarding Establishments Act 1963...

The Public Works Loans Act 1964 (c.9)

- 62 After subsection (4) of section 6 (re-borrowing powers of public...

The Harbours Act 1964 (c.40)

- 63 In Schedule 3 to the Harbours Act 1964 (procedure for...

Status: Point in time view as at 01/04/2013.

Changes to legislation: Local Government etc. (Scotland) Act 1994 is up to date with all changes known to be in force on or before 06 September 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)

The Riding Establishments Act 1964 (c.70)

64 In section 6(4) of the Riding Establishments Act 1964 (interpretation),...

The Local Government (Development and Finance) (Scotland) Act 1964 (c.67)

65 In section 16(1) of the Local Government (Development and Finance)...

The Gas Act 1965 (c.36)

66 (1) The Gas Act 1965 shall be amended in accordance...

The Local Government (Scotland) Act 1966 (c.51)

67 (1) The Local Government (Scotland) Act 1966 shall be amended...

The Plant Health Act 1967 (c.8)

68 For subsection (3) of section 5 of the Plant Health...

The Forestry Act 1967 (c.10)

69 In section 40(2)(c)(ii) of the Forestry Act 1967 (compulsory purchase...

The Slaughter of Poultry Act 1967 (c.24)

70 In section 8 of the Slaughter of Poultry Act 1967...

The Police (Scotland) Act 1967 (c.77)

71 (1) The Police (Scotland) Act 1967 shall be amended in...

The Countryside (Scotland) Act 1967 (c.86)

72 (1) The Countryside (Scotland) Act 1967 shall be amended in...

The New Towns (Scotland) Act 1968 (c.16)

73 (1) The New Towns (Scotland) Act 1968 shall be amended...

The Health Services and Public Health Act 1968 (c.46)

74 (1) The Health Services and Public Health Act 1968 shall...

The Sewerage (Scotland) Act 1968 (c.47)

75 (1) The Sewerage (Scotland) Act 1968 shall be amended in...

The Social Work (Scotland) Act 1968 (c.49)

76 (1) The Social Work (Scotland) Act 1968 shall be amended...

The Theatres Act 1968 (c.54)

77 In section 18(1) of the Theatres Act 1968 (interpretation), for...

The Gaming Act 1968 (c.65)

78 (1) The Gaming Act 1968 shall be amended in accordance...

Status: Point in time view as at 01/04/2013.

Changes to legislation: Local Government etc. (Scotland) Act 1994 is up to date with all changes known to be in force on or before 06 September 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)

The Medicines Act 1968 (c.67)

79 In section 109 of the Medicines Act 1968 (enforcement in...

The Transport Act 1968 (c.73)

80 (1) The Transport Act 1968 shall be amended in accordance...

The Mines and Quarries (Tips) Act 1969 (c.10)

81 In section 11(3)(b) of the Mines and Quarries (Tips) Act...

The Post Office Act 1969 (c.48)

82

The Employers' Liability (Compulsory Insurance) Act 1969 (c.57)

83 In section 3(2)(b) of the Employers' Liability (Compulsory Insurance) Act...

The Local Authorities (Goods and Services) Act 1970 (c.39)

84 In section 1(4) of the Local Authorities (Goods and Services)...

The Agriculture Act 1970 (c.40)

85 (1) The Agriculture Act 1970 shall be amended in accordance...

The Chronically Sick and Disabled Persons Act 1970 (c.44)

86 In section 21(8) of the Chronically Sick and Disabled Persons...

The Fire Precautions Act 1971 (c.40)

87 In section 43(1) of the Fire Precautions Act 1971, in...

The Town and Country Planning (Amendment) Act 1972 (c.42)

88

The Poisons Act 1972 (c.66)

89 In section 11(2) of the Poisons Act 1972 (interpretation), in...

The Employment Agencies Act 1973 (c.35)

90 In section 13(1) of the Employment Agencies Act 1973 (interpretation),...

The Breeding of Dogs Act 1973 (c.60)

91 In section 5(2) of the Breeding of Dogs Act 1973...

The Local Government (Scotland) Act 1973 (c.65)

92 (1) The 1973 Act shall be amended in accordance with...

Status: Point in time view as at 01/04/2013.

Changes to legislation: *Local Government etc. (Scotland) Act 1994 is up to date with all changes known to be in force on or before 06 September 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)*

The Health and Safety at Work etc. Act 1974 (c.37)

93 (1) The Health and Safety at Work etc. Act 1974...

The Consumer Credit Act 1974 (c.39)

94 In section 189(1) of the Consumer Credit Act 1974 (interpretation),...

The Control of Pollution Act 1974 (c.40)

95 (1) The Control of Pollution Act 1974 shall be amended...

The District Courts (Scotland) Act 1975 (c.20)

96 (1) The District Courts (Scotland) Act 1975 shall be amended...

The Criminal Procedure (Scotland) Act 1975 (c.21)

97 (1) The Criminal Procedure (Scotland) Act 1975 shall be amended...

The Reservoirs Act 1975 (c.23)

98 In section 2(1) of the Reservoirs Act 1975 (local authorities)...

The House of Commons Disqualification Act 1975 (c.24)

99 In Part IV of Schedule 1 to the House of...

The Local Government (Scotland) Act 1975 (c.30)

100 (1) The 1975 Act shall be amended in accordance with...

The Guard Dogs Act 1975 (c.50)

101 In section 7 of the Guard Dogs Act 1975 (interpretation),...

The Safety of Sports Grounds Act 1975 (c.52)

102 In section 17(1) of the Safety of Sports Grounds Act...

The Children Act 1975 (c.72)

103

The Lotteries and Amusements Act 1976 (c.32)

104 (1) The Lotteries and Amusements Act 1976 shall be amended...

The Dangerous Wild Animals Act 1976 (c.38)

105 In section 7(4) of the Dangerous Wild Animals Act 1976...

The Licensing (Scotland) Act 1976 (c.66)

106 (1) The Licensing (Scotland) Act 1976 shall be amended in...

The Supplementary Benefits Act 1976 (c.71)

107 (1) Schedule 5 to the Supplementary Benefits Act 1976 (re-establishment)...

Status: Point in time view as at 01/04/2013.

Changes to legislation: *Local Government etc. (Scotland) Act 1994 is up to date with all changes known to be in force on or before 06 September 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)*

The Race Relations Act 1976 (c.74.)

108

The Refuse Disposal (Amenity) Act 1978 (c.3)

109 In section 11(1) of the Refuse Disposal (Amenity) Act 1978...

The European Parliamentary Elections Act 1978 (c.10)

110 (1) The European Parliamentary Elections Act 1978 shall be amended...

The Adoption (Scotland) Act 1978 (c.28)

111 (1) The Adoption (Scotland) Act 1978 shall be amended in...

The National Health Service (Scotland) Act 1978 (c.29)

112 (1) The National Health Service (Scotland) Act 1978 shall be...

The Community Service by Offenders (Scotland) Act 1978 (c.49)

113 (1) The Community Service by Offenders (Scotland) Act 1978 shall...

The Inner Urban Areas Act 1978 (c.50)

114 (1) The Inner Urban Areas Act 1978 shall be amended...

The Bail etc. (Scotland) Act 1980 (c.4)

115 In section 10(3) of the Bail etc. (Scotland) Act 1980...

The Reserve Forces Act 1980 (c.9)

116

The Slaughter of Animals (Scotland) Act 1980 (c.13)

117 In section 22 of the Slaughter of Animals (Scotland) Act...

The Education (Scotland) Act 1980 (c.44)

118 (1) The Education (Scotland) Act 1980 shall be amended in...

The Water (Scotland) Act 1980 (c.45)

119 (1) The 1980 Act shall be amended in accordance with...

The Local Government, Planning and Land Act 1980 (c.65)

120 (1) The Local Government, Planning and Land Act 1980 shall...

The Public Passenger Vehicles Act 1981 (c.14)

121 (1) The Public Passenger Vehicles Act 1981 shall be amended...

The Animal Health Act 1981 (c.22)

122 In section 50(3) of the Animal Health Act 1981 (local...

Status: Point in time view as at 01/04/2013.

Changes to legislation: Local Government etc. (Scotland) Act 1994 is up to date with all changes known to be in force on or before 06 September 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)

The Finance Act 1981 (c.35)

123 In section 107(3)(b) of the Finance Act 1981 (sale of...

The Zoo Licensing Act 1981 (c.37)

124 In section 1(3)(b) of the Zoo Licensing Act 1981 (licensing...

The Wildlife and Countryside Act 1981 (c.69)

125 (1) The Wildlife and Countryside Act 1981 shall be amended...

The Civil Aviation Act 1982 (c.16)

126 (1) The Civil Aviation Act 1982 shall be amended in...

The Stock Transfer Act 1982 (c.41)

127 In Schedule 1 to the Stock Transfer Act 1982 (specified...

The Local Government and Planning (Scotland) Act 1982 (c.43)

128 (1) The Local Government and Planning (Scotland) Act 1982 shall...

The Civic Government (Scotland) Act 1982 (c.45)

129 (1) The Civic Government (Scotland) Act 1982 shall be amended...

The Representation of the People Act 1983 (c.2)

130 (1) The Representation of the People Act 1983 shall be...

The Level Crossings Act 1983 (c.16)

131 In section 1(11) of the Level Crossings Act 1983 (safety...

The Litter Act 1983 (c.35)

132 (1) The Litter Act 1983 shall be amended in accordance...

The Telecommunications Act 1984 (c.12)

133 (1) The Telecommunications Act 1984 shall be amended in accordance...

The Road Traffic Regulation Act 1984 (c.27)

134 (1) The Road Traffic Regulation Act 1984 shall be amended...

The Roads (Scotland) Act 1984 (c.54)

135 (1) The Roads (Scotland) Act 1984 shall be amended in...

The Foster Children (Scotland) Act 1984 (c.56)

136 In section 21(1) of the Foster Children (Scotland) Act 1984...

The Rent (Scotland) Act 1984 (c. 58)

137 (1) The Rent (Scotland) Act 1984 shall be amended in...

Status: Point in time view as at 01/04/2013.

Changes to legislation: Local Government etc. (Scotland) Act 1994 is up to date with all changes known to be in force on or before 06 September 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)

The Cinemas Act 1985 (c.13)

138 In section 21(1) of the Cinemas Act 1985 (interpretation), in...

The Child Abduction and Custody Act 1985 (c.60)

139 In section 27(3)(b) of the Child Abduction and Custody Act...

The Water (Fluoridation) Act 1985 (c.63)

140 (1) The Water (Fluoridation) Act 1985 shall be amended in...

The Transport Act 1985 (c.67)

141 In section 93 of the Transport Act 1985 (travel concession...

The Housing Act 1985 (c.68)

142 (1) The Housing Act 1985 shall be amended in accordance...

The Housing Associations Act 1985 (c.69)

143 (1) The Housing Associations Act 1985 shall be amended in...

The Weights and Measures Act 1985 (c.72)

144 In section 69(3) of the Weights and Measures Act 1985...

The Local Government Act 1986 (c.10)

145 In section 6(2)(b) of the Local Government Act 1986 (interpretation...

The Civil Protection in Peacetime Act 1986 (c.22)

146 In section 1(1) of the Civil Protection in Peacetime Act...

The Airports Act 1986 (c.31)

147 In section 12(1) of the Airports Act 1986 (interpretation of...

The Disabled Persons (Services, Consultation and Representation) Act 1986 (c.33)

148 (1) The Disabled Persons (Services, Consultation and Representation) Act 1986...

The Parliamentary Constituencies Act 1986 (c.56)

150 In section 6(4)(b) of the Parliamentary Constituencies Act 1986 (definitions...

The Debtors (Scotland) Act 1987 (c. 18)

151 (1) The Debtors (Scotland) Act 1987 shall be amended in...

The Housing (Scotland) Act 1987 (c.26)

152 (1) The Housing (Scotland) Act 1987 shall be amended in...

Status: Point in time view as at 01/04/2013.

Changes to legislation: Local Government etc. (Scotland) Act 1994 is up to date with all changes known to be in force on or before 06 September 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)

The Fire Safety and Safety of Places of Sport Act 1987 (c.27)

153 In section 41 of the Fire Safety and Safety of...

The Access to Personal Files Act 1987 (c.37)

154

The Income and Corporation Taxes Act 1988 (c.1)

155 In section 842A(3) of the Income and Corporation Taxes Act...

The Gas Act 1986 (c.44)

149

The Local Government Act 1988 (c.9)

156 (1) The Local Government Act 1988 shall be amended in...

The Housing (Scotland) Act 1988 (c.43)

157 (1) The Housing (Scotland) Act 1988 shall be amended in...

The School Boards (Scotland) Act 1988 (c.47)

158 (1) The School Boards (Scotland) Act 1988 shall be amended...

The Road Traffic Act 1988 (c.52)

159 (1) The Road Traffic Act 1988 shall be amended in...

The Electricity Act 1989 (c.29)

160 (1) Schedule 5 to the Electricity Act 1989 (water rights...

The Local Government and Housing Act 1989 (c.42)

161 (1) The Local Government and Housing Act 1989 shall be...

The Prisons (Scotland) Act 1989 (c.45)

162 (1) The Prisons (Scotland) Act 1989 shall be amended in...

The Food Safety Act 1990 (c.16)

163 (1) The Food Safety Act 1990 shall be amended in...

The Enterprise and New Towns (Scotland) Act 1990 (c.35)

164 (1) The Enterprise and New Towns (Scotland) Act 1990 shall...

The Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 (c.40)

165 (1) The Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 shall...

The Broadcasting Act 1990 (c.42)

166 In Schedule 2 to the Broadcasting Act 1990 (restrictions on...

Status: Point in time view as at 01/04/2013.

Changes to legislation: Local Government etc. (Scotland) Act 1994 is up to date with all changes known to be in force on or before 06 September 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)

The Environmental Protection Act 1990 (c.43)

167 (1) The Environmental Protection Act 1990 shall be amended in...

The New Roads and Street Works Act 1991 (c.22)

168 (1) The New Roads and Street Works Act 1991 shall...

The Children and Young Persons (Protection from Tobacco) Act 1991 (c.23)

169 In section 6(1) of the Children and Young Persons (Protection...

The Natural Heritage (Scotland) Act 1991 (c.28)

170 (1) The Natural Heritage (Scotland) Act 1991 shall be amended...

The Road Traffic Act 1991 (c.40)

171 In Schedule 3 to the Road Traffic Act 1991 (permitted...

The Coal Mining Subsidence Act 1991 (c.45)

172 In section 47(6)(b) of the Coal Mining Subsidence Act 1991...

The Criminal Justice Act 1991 (c.53)

173

The Social Security Contributions and Benefits Act 1992 (c.4)

174 (1) The Social Security Contributions and Benefits Act 1992 shall...

The Social Security Administration Act 1992 (c.5)

175 (1) The Social Security Administration Act 1992 shall be amended...

The Local Government Finance Act 1992 (c.14)

176 (1) The Local Government Finance Act 1992 shall be amended...

The Local Government Act 1992 (c.19)

177 In subsection (4)(c) of section 30 of the Local Government...

The Tribunals and Inquiries Act 1992 (c.53)

178 In Part II of Schedule 1 to the Tribunals and...

The Prisoners and Criminal Proceedings (Scotland) Act 1993 (c.9)

179 (1) The Prisoners and Criminal Proceedings (Scotland) Act 1993 shall...

The Clean Air Act 1993 (c.11)

180 In section 64(1) of the Clean Air Act 1993 (interpretation),...

The Radioactive Substances Act 1993 (c.12)

181 In section 47(1) of the Radioactive Substances Act 1993 (interpretation)

—...

Status: Point in time view as at 01/04/2013.

Changes to legislation: Local Government etc. (Scotland) Act 1994 is up to date with all changes known to be in force on or before 06 September 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)

The Local Government (Overseas Assistance) Act 1993 (c.25)

182 In section 1(9)(b) of the Local Government (Overseas Assistance) Act...

The Noise and Statutory Nuisance Act 1993 (c.40)

183 (1) The Noise and Statutory Nuisance Act 1993 shall be...

The Railways Act 1993 (c.43)

184 (1) The Railways Act 1993 shall be amended in accordance...

SCHEDULE 14 — Repeals

Status:

Point in time view as at 01/04/2013.

Changes to legislation:

Local Government etc. (Scotland) Act 1994 is up to date with all changes known to be in force on or before 06 September 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.