

SCOTTISH STATUTORY INSTRUMENTS

2015 No. 346

WATER SUPPLY

The Private and Public Water Supplies (Miscellaneous Amendments) (Scotland) Regulations 2015

Made - - - - 29th September 2015
Laid before the Scottish Parliament - - - - 1st October 2015
Coming into force - - 28th November 2015

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 76B, 76F(5) to (8), 76J and 101(1) and (1A) of the Water (Scotland) Act 1980 ^{M1} and section 2(2) of the European Communities Act 1972 ^{M2} and all other powers enabling them to do so.

There has been a consultation as required by Article 9 of Regulation (EC) No 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety ^{M3}.

Marginal Citations

- M1** 1980 c.45. Sections 76B, 76F(5) and (6) and 76J were inserted by section 168 of, and Schedule 22 to, the [Water Act 1989 \(c.15\)](#) and section 76F(7) and (8) was inserted by section 114 of the [Local Government etc. \(Scotland\) Act 1994 \(c.39\)](#) (“the 1994 Act”). Section 76B was amended by section 56(2) of the [Food Safety Act 1990 \(c.16\)](#) and paragraph 50 of schedule 6 to the [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#). Section 76F(5) was amended by paragraph 119(42) of Schedule 13 to the 1994 Act. Section 76J was amended by paragraph 119(45) of Schedule 13 to the 1994 Act. Section 101(1A) was inserted by section 27(1) of, and paragraph 9(5) of Schedule 10 to, the [Natural Heritage \(Scotland\) Act 1991 \(c.28\)](#). Section 109(1) contains a definition of “prescribed” relevant to the exercise of the statutory powers under which these Regulations are made. The definition of “prescribed” in section 109(1) was amended by paragraph 38(f) of Schedule 11 to the [Local Government Finance Act 1992 \(c.14\)](#).
- M2** 1972 c.68. Section 2(2) was amended by the [Scotland Act 1998 \(c.46\)](#) (“the 1998 Act”), Schedule 8, paragraph 15(3) (which was amended by section 27(4) of the [Legislative and Regulatory Reform Act 2006 \(c.51\)](#) (“the 2006 Act”). Section 2(2) was also amended by section 27(1)(a) of the 2006 Act and by the [European Union \(Amendment\) Act 2008 \(c.7\)](#), [Schedule](#), Part 1. The functions conferred upon the Minister of the Crown under section 2(2), insofar as within devolved competence, were transferred to the Scottish Ministers by virtue of section 53 of the 1998 Act. Section 2(2) is cited to

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enable provision in relation to the matters listed in the penultimate paragraph of the explanatory note to these Regulations.

M3 OJ L 31, 1.2.2002, p.1, to which there are no relevant amendments to Article 9.

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