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SCHEDULES

^{F1}SCHEDULE 1

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Textual Amendments

F1 Sch. 1 repealed (1.4.1996) by 1994 c. 39, s. 180(2), **Sch. 14**; S.I. 1996/323, art. 4(1)(b)(d), **Sch. 2**

^{F2}SCHEDULE 2

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Textual Amendments

F2 Sch. 2 repealed (1.4.1996) by 1994 c. 39, s. 180(2), **Sch. 14**; S.I. 1996/323, art. 4(1)(b)(d), **Sch. 2**

SCHEDULE 3

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Textual Amendments

F4 Sch. 3 paras. 1, 19 repealed by Parliamentary Constituencies Act 1986 (c. 56, SIF 42), ss. 8, 9(2), **Sch. 4**

^{F5}_{2—18.}

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Textual Amendments

F5 Sch. 3 paras. 2—18 repealed by Representation of the People Act 1983 (c. 2), s. 206, **Sch. 8 Pt. II**

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Textual Amendments

F6 Sch. 3 paras. 1, 19 repealed by Parliamentary Constituencies Act 1986 (c. 56, SIF 42), ss. 8, 9(2), **Sch. 4**

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Textual Amendments

F7 Sch. 3 paras. 20–23 repealed by Representation of the People Act 1983 (c. 2), s. 206, Sch. 9 Pt. II

SCHEDULE 4

Section 12.

CONSTITUTION AND PROCEEDINGS OF THE LOCAL
GOVERNMENT BOUNDARY COMMISSION FOR SCOTLAND

- 1 (1) The Boundary Commission shall be a body corporate consisting of a chairman, a deputy chairman and not more than four other members.
- (2) The members of the Commission shall be appointed by the Secretary of State and, subject to sub-paragraph (3) below, shall hold and vacate office in accordance with the terms of their respective appointments.
- (3) The Secretary of State may remove a person from membership of the Commission if he is satisfied that that person—
 - (a) has had his estate sequestrated or has made a trust deed for behoof of his creditors or a composition contract;
 - (b) is incapacitated by physical or mental illness;
 - (c) has been absent from meetings of the Commission for a period longer than six consecutive months otherwise than for a reason approved by the Secretary of State; or
 - (d) is otherwise unable or unfit to discharge the function of a member.
- (4) The common seal of the Commission shall be authenticated by the signature of a member of the Commission or of some other person authorised in that behalf by the Commission.
- 2 (1) There shall be paid to each member of the Boundary Commission such salary or fees and allowances as may from time to time be determined by the Secretary of State^{F8}
- (2) The Commission may pay such pension, allowance or gratuity to or in respect of any member of the Commission on his retirement or death, or make such payments towards the provision of such pension, allowance or gratuity, as the Secretary of State may, ^{F8} . . . determine.
- (3) If a person ceases to be a member of the Commission, and it appears to the Secretary of State that there are special circumstances which make it right that that person should receive compensation, the Secretary of State may, ^{F8} . . . require the Commission to pay to that person a sum of such amount as the Secretary of State may ^{F8} . . . determine.

Textual Amendments

F8 Sch. 4 para. 2 words repealed (1.7.1999) by S.I. 1999/1820 arts. 1(2), 4, Sch. 2 Pt. 1 para. 53(3), Pt. 4 ; S.I. 1998/3178, art. 3

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Textual Amendments

F9 Sch. 4 para. 3 repealed by House of Commons Disqualification Act 1975 (c. 24), Sch. 3

- 4 (1) The Secretary of State may appoint, to assist and advise the Boundary Commission in the exercise of the Commission's functions, such persons as he thinks fit, being persons having expert knowledge likely to be of value to the Commission.
- (2) There shall be paid to persons appointed under this paragraph such fees and allowances as may from time to time be determined by the Secretary of State with the consent of [^{F10}the Treasury].

Textual Amendments

F10 Words substituted by virtue of S.I. 1981/1670, arts. 2(2), 3(5)

- 5 At any meeting of the Boundary Commission three shall be the quorum.
- 6 All acts done at a meeting of the Boundary Commission shall, notwithstanding that it is afterwards discovered that there was a defect in the appointment of a person purporting to be a member of the Commission, be as valid as if the defect had not existed.
- 7 Subject to the preceding provisions of this Schedule and to the provisions of, and of any directions given under, Part II of this Act, the procedure of the Boundary Commission at and in connection with their meetings shall be such as they may from time to time determine.

Officers and servants, remuneration and expenses

- 8 (1) The Secretary of State may appoint a secretary to the Boundary Commission and such other officers and servants of the Commission as he may ^{F11}. . . determine.
- (2) Before appointing a person to be secretary to the Commission, the Secretary of State shall consult with the Commission.
- (3) The terms and conditions of appointment of any person appointed under this paragraph shall be determined by the Secretary of State ^{F11}. . .
- (4) The Commission may, with the approval of the Secretary of State ^{F11}. . . pay to its officers and servants such remuneration, allowances and expenses as may from time to time be determined.
- (5) The Commission may, with the approval of the Secretary of State, pay such pensions, allowances or gratuities to or in respect of any of its officers or servants on their retirement or death, or make such payments towards the provision of such pensions, allowances or gratuities, as may be determined.

Textual Amendments

F11 Sch. 4 para. 8 words repealed (1.7.1999) by S.I. 1999/1820 arts. 1(2), 4, Sch. 2 Pt. 1 para. 53(3), Pt. 4; S.I. 1998/3178, art. 3

- 9 The expenses of the Boundary Commission including—

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- (a) the salaries, fees and allowances of its members,
 - (b) any payment of or towards the provision of a pension, allowance or gratuity to or in respect of a member on his retirement or death,
 - (c) any payment of compensation to a person who ceases to be a member,
 - (d) the remuneration and any expenses paid to an assistant commissioner, and
 - (e) the remuneration and any expenses paid to the officers and servants of the Commission, and
 - (f) any payment of or towards the provision of a pension, allowance or gratuity to or in respect of any of the officers or servants of the Commission,
- together with the fees and allowances paid to persons appointed under paragraph 4 above, shall be defrayed out of moneys provided by ^{F12}[the Scottish Ministers].

Textual Amendments

F12 Words in Sch. 4 para. 9 substituted (1.7.1999) by [S.I. 1999/1820](#) art. 4 Sch. 2 Pt. 1 para. 53(3)

Proof of documents

- 10 (1) Every document purporting to be an instrument made or issued by the Boundary Commission and to be duly sealed with the seal of the Commission or to be signed by the Secretary or any person authorised to act in that behalf shall be received in evidence and, unless the contrary is proved, shall be deemed to be an instrument made or issued by the Commission.
- (2) Sufficient evidence of any such instrument may in any legal proceedings be given by the production of a document purporting to be certified by or on behalf of the secretary of the Commission to be a true copy of the instrument.

^{F13}F13 SCHEDULE 5

Textual Amendments

F13 [Sch. 5](#) repealed (20.8.2004) by [Local Governance \(Scotland\) Act 2004](#) (asp 9), [ss. 4\(5\)\(f\), 17\(2\)](#); [S.S.I. 2004/351](#), [art. 2](#) (with [art. 3](#))

SCHEDULE 6

Section 28.

RULES TO BE OBSERVED IN CONSIDERING ELECTORAL ARRANGEMENTS

- 1 (1) This Schedule applies to the consideration by the Secretary of State or the Boundary Commission of the electoral arrangements for election of councillors of local government areas.
- (2) Having regard to any change in the number or distribution of electors of a local government area likely to take place within the period of five years immediately

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following the consideration [^{F16}, the number [^{F17} calculated by dividing the number of local government electors in each electoral ward of that local government area by the number of councillors to be returned in that ward shall be, as nearly as may be, the same.]]

- (3) Subject to sub-paragraph (2) above, in considering the electoral arrangements referred to in sub-paragraph (1) above regard shall be had to—
- (a) the desirability of fixing boundaries which are and will remain easily identifiable;
 - (b) any local ties which would be broken by the fixing of any particular boundary.

[^{F18}but if, in any case, there is a conflict between those criteria, greater weight shall be given to the latter.]

Textual Amendments

- F16** Words in [Sch. 6 para. 1\(2\)](#) substituted for [Sch. 6 para. 1\(2\)\(a\)-\(c\)](#) (1.4.1996) by [1994 c. 39, s. 180\(1\), Sch. 13 para. 92\(68\)](#); [S.I. 1996/323, art. 4\(1\)\(b\)\(c\)](#)
- F17** Words in [Sch. 6 para. 1\(2\)](#) substituted (2.5.2007) by [Local Governance \(Scotland\) Act 2004 \(asp 9\), ss. 4\(5\)\(g\), 17\(2\)](#); [S.S.I. 2007/25, art. 2\(2\)](#)
- F18** Words in [Sch. 6 para. 1\(3\)](#) inserted (2.5.2007) by [Local Governance \(Scotland\) Act 2004 \(asp 9\), ss. 4\(5\)\(h\), 17\(2\)](#); [S.S.I. 2007/25, art. 2\(2\)](#)

Modifications etc. (not altering text)

- C1** [Sch. 6 para. 1\(2\)](#): power to transfer or modify functions conferred (30.11.2000 for certain purposes only, otherwise *prosp.*) by [2000 c. 41, ss. 19\(3\), 163\(2\)\(3\)](#)

- 2 The strict application of the rule stated in paragraph 1(2) ^{F19}. . . above may be departed from in any area where special geographical considerations appear to render a departure desirable.

Textual Amendments

- F19** Word in [Sch. 6 para. 2](#) repealed (1.4.1996) by [1994 c. 39, s. 180\(2\), Sch. 14](#); [S.I. 1996/323, art. 4\(1\)\(b\)\(d\)](#)

SCHEDULE 7

Section 97.

MEETINGS AND PROCEEDINGS OF LOCAL AUTHORITIES

Modifications etc. (not altering text)

- C2** [Sch. 7](#) applied (with modifications) (temp. from 6.4.1995 until 1.4.1996) by [S.I. 1995/789, art. 2, Sch. para. 3](#)
[Sch. 7](#) applied (with modifications) (25.4.2002) by [The Loch Lomond and The Trossachs National Park Designation, Transitional and Consequential Provisions \(Scotland\) Order 2002 \(S.S.I. 2002/201\)](#), art. {10(5)}
[Sch. 7](#) applied (with modifications) (7.1.2003) by [The Cairngorms National Park Designation, Transitional and Consequential Provisions \(Scotland\) Order 2003 \(S.S.I. 2003/1\)](#), {art. 10(5)}

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C3 Sch. 7 modified (1.4.2003) by Local Government in [Scotland Act 2003 \(asp 1\), ss. 43\(3\), 62; S.S.I. 2003/134, art. 2\(1\), Sch.](#)

- 1 (1) A council shall hold in every year such meetings as they think necessary and in an election year shall hold a meeting within 21 days from the date of the election.
- (2) Meetings shall be held at such hours and on such days as the council at their first meeting decide or by standing order determine.
- (3) Meetings shall be held at such place, either within or without their area, as the council may direct.
- (4) A special meeting may be called at any time by the [^{F20}convener] of the council or on the requisition of at least one-fourth of the whole number of members of the council, which meeting shall be held within 14 days of receipt of the requisition by the proper officer of the council.

Textual Amendments

F20 Word in Sch. 7 para. 1(4) substituted (1.4.1996) by 1994 c. 39, s. 180(1), [Sch. 13 para. 92\(69\)\(a\); S.I. 1996/323, art. 4\(1\)\(b\)\(c\)](#)

- 2 (1) Three clear days at least before a meeting of a council—
- (a) notice of the time and place of the intended meeting shall be published at the council's offices and, where the meeting is called by members of the council, the notice shall be signed by those members and shall specify the business proposed to be transacted thereat; and
- (b) a summons to attend the meeting, specifying the business to be transacted thereat and signed by the proper officer of the council, shall, subject to subparagraph (2) below, be left at or sent ^{F21}. . . to the usual place of residence of every member of the council.
- (2) If a member of a council gives notice in writing to the proper officer of the council that he desires summonses to attend meetings of the council to be sent to him at some address specified in the notice other than his place of residence, any summons addressed to him and left at or sent ^{F21}. . . to that address shall be deemed sufficient service of the summons.
- (3) Want of service of a summons on any member of a council shall not affect the validity of a meeting of the council.
- (4) Except in the case of business required by or under this or any other Act to be transacted at a meeting of a council [^{F22}and any other business brought before that meeting as a matter of urgency in accordance with the council's standing orders], no business shall be transacted at a meeting of the council other than that specified in the summons relating thereto.

Textual Amendments

F21 Sch. 7 para. 2 (1)(b)(2)(b) repealed (1.4.2003) by Local Government in [Scotland Act 2003 \(asp 1\), ss. 43\(4\), 62; S.S.I. 2003/134, art. 2\(1\), Sch.](#)

F22 Words inserted by [Local Government \(Scotland\) Act 1975 \(c. 30\), Sch. 6 Pt. II para. 54\(a\)](#)

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Modifications etc. (not altering text)

- C4** Sch. 7 para. 2(1) modified (8.11.1994) by 1994 c. 39, s. 7(1), **Sch. 2 para. 4(3)**; S.I. 1994/2850, art. 2, **Sch. 1**

- 3 (1) At a meeting of a council the [^{F23}convener], if present, shall preside.
- [^{F24}(2) If the [^{F23}convener] is absent from a meeting of the council, the [^{F23}depute convener] shall preside.
- (3) If the [^{F23}convener] and [^{F23}depute convener] are absent from a meeting of the council, another member of the council chosen by the members present shall preside.]

Textual Amendments

- F23** Words in Sch. 7 para. 3 substituted (1.4.1996) by 1994 c. 39, s. 180(1), **Sch. 13 para. 92(69)(a)(b)**; S.I. 1996/323, **art. 4(1)(b)(c)**
- F24** Sch. 7 para. 3(2)(3) substituted for para. 3(2) by Local Government and Planning (Scotland) Act 1982 (c. 43), **Sch. 3 para. 26(a)**

- 4 (1) Subject to sub-paragraph (2)
- below, no business shall be transacted at a meeting of a council unless at least one-fourth of the whole number of members of the council are present.
- (2) Where there are at the same time vacancies in the case of more than one-third of the members of a council, then until the number of members in office is increased to not less than two-thirds of the whole number of members of the council, the quorum of the council shall be determined by reference to the number of members of the council remaining instead of by reference to the whole number of members of the council, so however that the quorum shall never be less than one-eighth of the whole number of members of the council or three members, whichever is the greater number.
- 5 (1) Subject to this or any other Act [^{F25}and to any provisions of standing orders relating to the suspension of such orders][^{F26}or to the procedure for early removal from office of the convener or depute convener], all questions coming or arising before a council shall be decided by a majority of the members of the council present and voting thereon at a meeting of the council.
- (2) In the case of an equality of votes the person presiding at the meeting shall have a second or casting vote except where the matter which is the subject of the vote relates to the appointment [^{F25}of a member of the council] to any particular office or committee, in which case the decision shall be by lot.

Textual Amendments

- F25** Words inserted by Local Government (Scotland) Act 1975 (c. 30), **Sch. 6 Pt. II para. 54(b)(c)**
- F26** Words in Sch. 7 para. 5(1) inserted (1.4.1996) by 1994 c. 39, s. 180(1), **Sch. 13 para. 92(69)(c)**; S.I. 1996/323, **art. 4(1)(b)(c)**

Modifications etc. (not altering text)

- C5** Sch. 7 paras. 5-9 applied (with modifications) (1.4.1996) by S.I. 1995/3026, arts. 1(2), 9, **Sch. 2 para. 11**

- 6 The names of the members present at a meeting of a council shall be recorded.

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Modifications etc. (not altering text)

C6 Sch. 7 paras. 5-9 applied (with modifications) (1.4.1996) by S.I. 1995/3026, arts. 1(2), 9, Sch. 2 para. 11

- 7 (1) Minutes of the proceedings of a meeting of a council shall be drawn up and shall be signed at the same or next following meeting of the council by the person presiding thereat, and any minute purporting to be so signed shall be received in evidence without further proof.
- (2) Until the contrary is proved, a meeting of a council a minute of whose proceedings has been made and signed in accordance with this paragraph shall be deemed to have been duly convened and held, and all the members present at the meeting shall be deemed to have been duly qualified.

Modifications etc. (not altering text)

C7 Sch. 7 paras. 5-9 applied (with modifications) (1.4.1996) by S.I. 1995/3026, arts. 1(2), 9, Sch. 2 para. 11

- 8 Subject to the provisions of this Act, a council may make standing orders for the regulation of their proceedings and business and may vary or revoke any such orders.

Modifications etc. (not altering text)

C8 Sch. 7 paras. 5-9 applied (with modifications) (1.4.1996) by S.I. 1995/3026, arts. 1(2), 9, Sch. 2 para. 11

- 9 The proceedings of a council shall not be invalidated by any vacancy among their number or by any defect in the election or qualifications of any member thereof.

Modifications etc. (not altering text)

C9 Sch. 7 paras. 5-9 applied (with modifications) (1.4.1996) by S.I. 1995/3026, arts. 1(2), 9, Sch. 2 para. 11

- 10 [F27(1) Paragraphs 5 to 9 above (except paragraph 7(2)) shall apply in relation to—
- (a) a committee (including a joint committee) of a council and that committee's members; or
 - (b) a sub-committee of any such committee of a council and that sub-committee's members.
- as those paragraphs apply in relation to a council and that council's members.]
- (2) Until the contrary is proved, where a minute of any meeting of any such committee or sub-committee has been made and signed in accordance with paragraph 7 above as applied by this paragraph, the committee or sub-committee shall be deemed to have been duly constituted and to have had power to deal with the matters referred to in the minute, the meeting shall be deemed to have been duly convened and held and the members [F28recorded under paragraph 6 above as having been] present at the meeting shall be deemed to have been duly qualified.

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Textual Amendments

- F27** Para. 10(1) substituted by [Local Government and Planning \(Scotland\) Act 1982 \(c. 43\)](#), [Sch. 3 para. 26\(b\)\(i\)](#)
- F28** Words inserted by [Local Government and Planning \(Scotland\) Act 1982 \(c. 43\)](#), [Sch. 3 para. 26\(b\)\(ii\)](#)

[^{F29}SCHEDULE 7A

ACCESS TO INFORMATION: EXEMPT INFORMATION

Textual Amendments

- F29** Sch. 7A inserted by [Local Government \(Access to Information\) Act 1985 \(c. 43, SIF 81:1, 2\)](#), s. 2(2), [Sch. 1 Pt. II](#)

Modifications etc. (not altering text)

- C10** Sch. 7A applied (*temp.* from 6.4.1995 until 1.4.1996) by [S.I. 1995/789](#), art. 2, [Sch. para. 3](#)

PART I

DESCRIPTIONS OF EXEMPT INFORMATION

- 1 Information relating to a particular employee, former employee or applicant to become an employee of, or a particular office holder, former office-holder or applicant to become an office-holder under, the authority.
- 2 Information relating to any particular occupier or former occupier of, or applicant for, accommodation provided by or at the expense of the authority.
- 3 Information relating to any particular applicant for, or recipient or former recipient of, any service provided by the authority.
- 4 Information relating to any particular applicant for, or recipient or former recipient of, any financial assistance provided by the authority.
- 5 Information relating to the adoption, care, fostering or education of any particular child or relating to the supervision or residence of any particular child in accordance with a supervision requirement made in respect of that child under the ^{M2}Social Work (Scotland) Act 1968.

Marginal Citations

- M2** [1968 c. 16\(81:3\)](#).

- 6 Information relating to the financial or business affairs of any particular person (other than the authority).
- 7 Information relating to anything done or to be done in respect of any particular person for the purposes of any of the matters referred to in section 27(1) of the

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- Social Work (Scotland) Act 1968 (providing reports on and supervision of certain persons).
- 8 The amount of any expenditure proposed to be incurred by the authority under any particular contract for the acquisition of property or the supply of goods or services.
- 9 Any terms proposed or to be proposed by or to the authority in the course of negotiations for a contract for the acquisition or disposal of property or the supply of goods or services.
- 10 The identity of the authority (as well as of any other person, by virtue of paragraph 6 above) as the person offering any particular tender for a contract for the supply of goods or services.
- 11 Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office-holders under, the authority.
- 12 Any instructions to counsel and any opinion of counsel (whether or not in connection with any proceedings) and any advice received, information obtained or action to be taken in connection with—
- (a) any legal proceedings by or against the authority, or
 - (b) the determination of any matter affecting the authority,
- (whether, in either case, proceedings have been commenced or are in contemplation).
- 13 Information which, if disclosed to the public, would reveal that the authority proposes—
- (a) to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or
 - (b) to make an order or direction under any enactment.
- 14 Any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.
- 15 The identity of a protected informant.

PART II

QUALIFICATIONS

- 1 Information relating to a person of a description specified in any of paragraphs 1 to 4 of Part I above is not exempt information by virtue of that paragraph unless it relates to a person of that description in the capacity indicated by the description.
- 2 Information falling within paragraph 6 of Part I above is not exempt information by virtue of that paragraph if it is required to be registered under—
- [^{F30}(a) the Companies Acts (as defined in section 2(1) of the Companies Act 2006);]
 - (b) the ^{M3} Friendly Societies Act 1974;
 - (c) the Industrial and Provident Societies Acts 1965 to 1978; or
 - (d) the ^{M4} Building Societies Act 1962.

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Textual Amendments

F30 Sch. 7A Pt. 2 para. 2(a) substituted (1.10.2009) by [The Companies Act 2006 \(Consequential Amendments, Transitional Provisions and Savings\) Order 2009 \(S.I. 2009/1941\)](#), arts. 1(2), 2(1), [Sch. 1 para. 27](#) (with art. 10)

Marginal Citations

M3 1974 c. 46(55:1.)

M4 1962 c. 37

- 3 Information falling within paragraph 8 of Part I above is exempt information if and so long as disclosure to the public of the amount there referred to would be likely to give an advantage to a person entering into, or seeking to enter into, a contract with the authority in respect of the property, goods or services, whether the advantage would arise as against the authority or as against such other persons.
- 4 Information falling within paragraph 9 of Part I above is exempt information if and so long as disclosure to the public of the terms would prejudice the authority in those or any other negotiations concerning the property or goods or services.
- 5 Information falling within paragraph 11 of Part I above is exempt information if and so long as disclosure to the public of the information would prejudice the authority in those or any other consultations or negotiations in connection with a labour relations matter arising as mentioned in that paragraph.
- 6 Information falling within paragraph 13 of Part I above is exempt information if and so long as disclosure to the public might afford an opportunity to a person affected by the notice, order or direction to defeat the purpose or one of the purposes for which the notice, order or direction is to be given or made.

PART III

INTERPRETATION

- 1 (1) In this Schedule—
 - “child” means a person under the age of eighteen years and any person who has attained that age and is in attendance as a pupil at a school;
 - “disposal” in relation to property, includes the granting of an interest in or right over it;
 - “employee” means a person employed under a contract of service;
 - “financial or business affairs” includes contemplated, as well as past or current, activities;
 - “labour relations matter” means—
 - (a) any of the matters specified in paragraphs (a) to (g) of section 29(1) of the ^{M5}Trade Union and Labour Relations Act 1974 (matters which may be the subject of a trade dispute, within the meaning of that Act); or
 - (b) any dispute about a matter falling within paragraph (a) above;and for the purposes of this definition the enactments mentioned in paragraph (a) above, with the necessary modifications, shall apply in relation to office-holders under the authority as they apply in relation to employees of the authority;

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“office-holder” in relation to the authority, means the holder of any paid office appointments to which are or may be made or confirmed by the authority or by any joint board on which the authority is represented or by any person who holds any such office or is an employee of the authority;

“protected informant” means a person giving the authority information which tends to show that—

- (a) a criminal offence,
- (b) a breach of statutory duty,
- (c) a breach of planning control, [^{F31}within the meaning of section 123(1) of the Town and Country Planning (Scotland) Act 1997], or
- (d) a nuisance,

has been, is being or is about to be committed;

“tender for a contract” includes a written statement prepared by the authority in pursuance of section 9(2) of the ^{M6}Local Government, Planning and Land Act 1980 (estimated cost of carrying out functional work by direct labour).

- (2) Any reference in this Schedule to “the authority” is a reference to the local authority or, as the case may be, the committee or sub-committee [^{F32}or relevant body] in relation to whose proceedings or documents the question whether information is exempt or not falls to be determined and includes a reference—
- (a) in the case of a local authority, to any committee or sub-committee of, or constituted by, the authority; [^{F33}and]
 - (b) in the case of a committee or sub-committee, to—
 - (i) any local authority [^{F34}or relevant body] of which it is a committee or sub-committee or by which it is constituted; and
 - (ii) any other committee or sub-committee of, or constituted by, that local authority [^{F34}or relevant body] or the committee in question;
 and for the purposes of this sub-paragraph a committee or sub-committee is “constituted” by a local authority if the authority is its constituent authority within the meaning of section 50E(3) above.]

Textual Amendments

- F31** Words in the definition of “protected informant” in Sch. 7A Pt. III para. 1(1) substituted (27.5.1997) by 1997 c. 11, ss. 4, 6(2), **Sch. 2 para. 22**
- F32** Words in Sch. 7A Pt. III para. 1(2) inserted (30.9.1996) by S.I. 1996/2278, **art. 2(6)(a)**
- F33** Word in Sch. 7A Pt. III para. 1(2) ceases to have effect (30.9.1996) by virtue of S.I. 1996/2778, **art. 2(6)(b)**
- F34** Words in Sch. 7A Pt. III para. 1(2)(b)(i)(ii) inserted (30.9.1996) by S.I. 1996/2778, **art. 2(6)(c)**

Marginal Citations

- M5** 1974 c. 52(43:5).
- M6** 1980 c. 65(81:1).

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

SCHEDULE 8

Section 97.

PROVISIONS AS TO THE [F35] ACCOUNTS COMMISSION FOR SCOTLAND]

Textual Amendments

F35 Words substituted (1.12.1994) by National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), s. 36(1), Sch. 7 para. 13; S.I. 1994/2658, art. 3(e)

- 1 The [F36]Accounts Commission for Scotland] (hereafter in this Schedule referred to as “the Commission”) shall be a body corporate and shall have a common seal.

Textual Amendments

F36 Words substituted (1.12.1994) by National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), s. 36(1), Sch. 7 para. 13; S.I. 1994/2658, art. 3(e)

- 2 (1) Each member of the Commission shall, subject to sub-paragraph (4) below, hold and vacate office in accordance with the terms of his appointment.
- (2) A member of the Commission may at any time resign office as such by notice in writing given to the Secretary of State.
- (3) A person who has held office as a member of the Commission shall be eligible for reappointment.
- (4) The Secretary of State may remove a person from membership of the Commission if he is satisfied that that person—
- (a) has had his estate sequestrated or has made a trust deed for behoof of his creditors or a composition contract;
 - (b) is incapacitated by physical or mental illness;
 - (c) has been absent from meetings of the Commission for a period longer than six consecutive months otherwise than for a reason approved by the Secretary of State; or
 - (d) is otherwise unable or unfit to discharge the function of a member.
- 3 (1) The Secretary of State shall appoint one of the members of the Commission to be chairman, and another of the members of the Commission to be deputy chairman, of the Commission.
- (2) The chairman or deputy chairman of the Commission may at any time resign office as such by notice in writing given to the Secretary of State.
- (3) If the chairman or deputy chairman of the Commission ceases to be a member of the Commission he shall cease to be chairman or, as the case may be, deputy chairman of the Commission.
- [F37]3A There may be paid to any member of the Commission [F38] . . . such salary or fees and allowances as may be approved by the Secretary of State][F39]; and such salary, fees and allowances shall be paid by Audit Scotland].

Status: Point in time view as at 06/04/2011.

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Textual Amendments

- F37** Para. 3A added by Local Government (Scotland) Act 1975 (c. 30), s. 17
- F38** Words in Sch. 8 para. 3A repealed (1.4.2000) by 2000 asp 1, s. 26, Sch. 4 para. 3(13)(a)(i); S.S.I. 2000/10, art. 2(3)
- F39** Words in Sch. 8 para. 3A inserted (1.4.2000) by 2000 asp 1, s. 26, Sch. 4 para. 3(13)(a)(ii); S.S.I. 2000/10, art. 2(3)

- 4 (1) At any meeting of the Commission [^{F40}, including any hearing under section 103 of this Act,] the quorum shall be [^{F41}four] or such larger number as the Commission may determine.
- (2) In the case of an equality of votes at any meeting of the Commission the person acting as chairman of the meeting shall have a second or casting vote.
- (3) The proceedings of the Commission shall not be invalidated by any vacancy in their membership or by any defect in the appointment of any person as a member, or as chairman or deputy chairman, of the Commission.
- (4) Subject to the foregoing provisions of this paragraph, the Commission shall have power to regulate their own procedure.

Textual Amendments

- F40** Words in Sch. 8 para. 4(1) inserted (1.4.1996) by 1994 c. 39, s. 180(1), Sch. 13 para. 92(70); S.I. 1996/323, art. 4(1)(b)(c)
- F41** Word in Sch. 8 para. 4(1) substituted (1.4.2000) by 2000 asp 1, s. 26, Sch. 4 3(13)(b); S.S.I. 2000/10, art. 2(3)

^{F42}5

Textual Amendments

- F42** Sch. 8 para. 5 repealed (1.8.1995) by 1995 c. 7, ss. 14(2), 15(2), Sch. 5 (with ss. 9(3)(5)(7), 13, 14(3))

^{F43}6

Textual Amendments

- F43** Sch. 8 para. 6 repealed (1.4.2000) by 2000 asp 1 s. 26 Sch. 4 para. 3(13)(c); S.S.I. 2000/10, art. 2(3)

7 The Commission shall have power generally to do such acts as may appear to them to be necessary or expedient for the proper discharge of their functions ^{F44} . . .

Textual Amendments

- F44** Words in Sch. 8 para. 7 repealed (1.4.2000) by 2000 asp 1, s. 26, Sch. 4 para. 3(13)(d); S.S.I. 2000/10, art. 2(3)

Status: Point in time view as at 06/04/2011.

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X¹SCHEDULE 9

Section 122.

AMENDMENTS WITH RESPECT TO FINANCE

Editorial Information

X1 The text of Schs. 9, 12, 13, 14, 15, 17(2)–(64), 18, 23, 24, 25, 27 Pt. II, 28, 29 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

M⁷*The Local Government (Scotland) Act 1947*

Marginal Citations

M7 1947 c. 43.

1 In section 195, after the words “this Act” there shall be inserted the words “or Part VII of the Local Government (Scotland) Act 1973.”

2 In section 216—

- (a) for the words from “as early” to “July” there shall be substituted the words “by such date as may be prescribed”;
- (b) for the words from “as the authorities” to “determine” there shall be substituted the words “as may be prescribed”;
- (c) at the end there shall be inserted the following words:—

“In this section—

- (a) references to a joint committee or joint board shall be construed as references to a joint committee or joint board all the members of which, other than ex officio members, are appointed by one or more local authorities;
- (b) “prescribed” means prescribed by regulations made by the Secretary of State under section 111 of the Local Government (Scotland) Act 1973.”

F⁴⁵3—5.

Textual Amendments

F45 Sch. 9 paras. 3–5 repealed by [Local Government \(Scotland\) Act 1975 \(c. 30\)](#), [Sch. 7](#)

6 In section 231, the words “and save as otherwise provided in any local Act”, the words “the office of the collector of the authority or at” and the word “other” shall cease to have effect.

7 In section 232, in subsection (1), in the proviso, paragraph (c) shall cease to have effect.

F⁴⁶8

Status: Point in time view as at 06/04/2011.

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Textual Amendments

F46 Sch. 9 para. 8 repealed by Local Government (Scotland) Act 1975 (c. 30), Sch. 7

- 9 In section 237—
 - (a) subsection (2)(f) shall cease to have effect;
 - (b) for subsection (3) there shall be substituted the following subsection:—
 - “(3) A demand note shall be in such form, and shall contain such information in addition to the information required by subsection (2) above, as may be prescribed by regulations made by the Secretary of State under section 111 of the Local Government (Scotland) Act 1973”.
- 10 In section 238, subsection (4) shall cease to have effect.
- ^{F47}11

Textual Amendments

F47 Sch. 9 para. 11 repealed (1.4.1995) by 1994 c. 39, s. 180(2), Sch. 14; S.I. 1994/3150, art. 4(d), Sch. 2

- 12 In section 252, the words from “whether such expenses” to “county council” shall cease to have effect.
- ^{F48}13—
- 15.

Textual Amendments

F48 Sch. 9 paras. 13–15 repealed by Local Government (Scotland) Act 1975 (c. 30), Sch. 7

- 16 In section 259—
 - (a) in subsection (1), paragraph (a) shall cease to have effect and in the proviso, for the words “paragraphs (a) and” there shall be substituted the word “paragraph”;
 - (b) subsections (2) and (3) shall cease to have effect.
- 17 In section 260—
 - (a) in subsection (1), in paragraph (e), the words “in the case of a county council or town council” shall cease to have effect;
 - (b) subsection (2) shall cease to have effect.
- 18 In section 261—
 - (a) in subsection (1), for the words “county council or a town council” there shall be substituted the words “local authority”; the words “on or after the sixteenth day of May nineteen hundred and thirty and by a district council after the commencement of this Act” shall cease to have effect; for the words “of the council” there shall be substituted the words “of the authority”; the words from “and all money” to “pari passu” shall cease to have effect; for the words “a council” there shall be substituted the words “a local authority”; and for the words “which the council” there shall be substituted the words “which the authority”;

Status: Point in time view as at 06/04/2011.

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- (b) in subsection (3), for the words “town council of a burgh” there shall be substituted the words “council of an islands area or district”; and for the words “the burgh” there shall be substituted the words “the islands area or district”;
- (c) in subsection (5), for the words “section seventy-one of, or the Fourth Schedule to, the ^{M8}Housing (Scotland) Act 1925” there shall be substituted the words “section 165 of, or Schedule 7 to, the ^{M9}Housing (Scotland) Act 1966”.

Marginal Citations

M8 1925 c. 15.

M9 1966 c. 49.

- 19 In section 262, in subsection (1), in paragraph (b) of the proviso, for the words “paragraph (d), (e), (f) or (g)” there shall be substituted the words “paragraph (d), (f), (g), (ga) or (gb)” and the words from “in order” to “relates” and the words from “in accordance” onwards shall cease to have effect.
- 20 In section 263, in subsection (1), for the words “county council or a town council” there shall be substituted the words “local authority”; the words “or under a local Act” shall cease to have effect; and for the words “the council”, in both places where they occur, there shall be substituted the words “the authority”.
- 21 In section 264, subsection (4) shall cease to have effect.
- 22 In section 265, in subsection (5), the words “with the sanction of the Secretary of State” shall cease to have effect.
- 23 In section 266—
 - (a) in subsection (1), the words from “and if it appears” to the end shall cease to have effect;
 - (b) in subsection (3), the words “with the consent of the Secretary of State” shall cease to have effect;
 - (c) in subsection (4), the words “subject to obtaining the consent of the Secretary of State” and the words “with the like consent” shall cease to have effect.
- 24 In section 268, in subsection (2), the words from “Where the treasurer” to the end shall cease to have effect.
- 25 In section 269—
 - (a) in subsections (1) to (3), for the words “county council or a town council” and “county council or town council”, wherever they occur, there shall be substituted the words “local authority”; and for the words “the council”, wherever they occur, there shall be substituted the words “the authority”;
 - (b) in subsection (1), in the proviso, paragraph (a) shall cease to have effect.
- 26 In section 271, in subsection (1), the words from “by a county council” to “section” shall cease to have effect and subsection (2) shall cease to have effect.
- 27 In section 272, for the words “county council or town council” there shall be substituted the words “local authority”.
- 28 In section 273—

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- (a) in subsections (1) to (3), for the words “county council or town council” there shall be substituted the words “local authority”;
 - (b) in subsection (1), for the words “the council” there shall be substituted the words “the authority”.
- 29 In section 274, for the words “county council or a town council” there shall be substituted the words “local authority”; for the words “the council” there shall be substituted the words “the authority”; and the proviso shall cease to have effect.
- 30 In section 275—
- (a) in subsection (1), for the words from “county council” to “that effect” there shall be substituted the words “local authority shall, as from 16th May 1975,”; and for the words “the council” there shall be substituted the words “the authority”;
 - (b) in subsection (2), for the word “council” there shall be substituted the word “authority”;
 - (c) subsection (3) shall cease to have effect;
 - (d) in subsection (4), for the words “town council of a burgh” there shall be substituted the words “council of an islands area or district”; and for the words “the burgh” there shall be substituted the words “the islands area or district”.
- 31 In section 279—
- (a) the words “with consent of the Secretary of State” shall cease to have effect;
 - (b) in the proviso, in paragraph (i), the words from “shall require” to “fund or” shall cease to have effect;
 - (c) in the proviso, paragraph (ii) shall cease to have effect.
- 32 In section 292, for the words “county council or a town council” there shall be substituted the words “local authority”; for the words “the council” there shall be substituted the words “the authority”; and for the words “Housing (Scotland) Acts, 1925 to 1946” there shall be substituted the words “Housing (Scotland) Acts 1966 to 1972”.
- 33 In section 295, for the words “town council of a burgh” there shall be substituted the words “council of an islands area or district”.
- 34 In section 379, in subsection (1)—
- (a) in the definition of “security”, for the words “a burgh” there shall be substituted the words “an islands area or district”;
 - (b) in the definition of “statutory borrowing power”, for the words “town council of a burgh” there shall be substituted the words “council of an islands area or district”.
- 35 In Schedule 7, in Form (1)—
- (a) in Note (1), for the words “a burgh” there shall be substituted the words “an islands area or district”; and the words “of the burgh” shall cease to have effect;
 - (b) in Note (2), the word “district” shall cease to have effect;
 - (c) Note (3) shall cease to have effect.
- 36 In Schedule 8—
- (a) in the title, for the words “COUNTY COUNCIL OR TOWN COUNCIL” there shall be substituted the words “LOCAL AUTHORITY”;

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- (b) in rule 1, for the definition of “appointed day” there shall be substituted the following definition:—
 - ““appointed day” means 16th May 1975”;
- (c) in rule 1, for the definition of “council” there shall be substituted the following definition:—
 - ““council” means a regional, islands or district council”;
- (d) in rule 18, in paragraph (4), in the proviso, for the words “Housing (Scotland) Acts, 1925 to 1946” there shall be substituted the words “Housing (Scotland) Acts 1966 to 1972”;
- (e) in rule 20, for the words from “and the auditor” to the end there shall be substituted the words “and shall be audited in accordance with Part VII of the Local Government (Scotland) Act 1973”.

The ^{M10}Local Government Act 1948

Marginal Citations

M10 1948 c. 26.

^{F49}37

Textual Amendments

F49 Sch. 9 para. 37 repealed (19.5.1997) by 1997 c. 29, s. 33(2), Sch. 4; S.I. 1997/1097, art. 3(d), Sch.

38 In section 144, subsections (3), (4) and (8) shall cease to have effect in relation to Part V of the Act.

39 In section 145, in subsection (2)—

- (a) the definitions of “large burgh” and “small burgh” shall cease to have effect;
- (b) for the definition of “local authority” there shall be substituted the following definition:—

““local authority” means a regional, islands or district council;”.

The ^{M11}Rating and Valuation (Scotland) Act 1952

Marginal Citations

M11 1952 c. 47.

^{F50}40

Textual Amendments

F50 S. 40 repealed (19.5.1997) by 1997 c. 29, s. 33(2), Sch. 4; S.I. 1997/1097, art. 3(d), Sch.

^{F51}41

Status: Point in time view as at 06/04/2011.

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Textual Amendments

F51 S. 41 repealed (19.5.1997) by 1997 c. 29, s. 33(2), **Sch. 4**; S.I. 1997/1097, art. 3(d), **Sch.**

^{F52}42

Textual Amendments

F52 S. 42 repealed (19.5.1997) by 1997 c. 29, s. 33(2), **Sch. 4**; S.I. 1997/1097, art. 3(d), **Sch.**

^{F53}43

Textual Amendments

F53 S. 43 repealed (19.5.1997) by 1997 c. 29, s. 33(2), **Sch. 4**; S.I. 1997/1097, art. 3(d), **Sch.**

The ^{M12}Valuation and Rating (Scotland) Act 1956

Marginal Citations

M12 1956 c. 60.

- 44 In section 1—
- (a) subsections (1) to (4) shall cease to have effect;
 - (b) in subsection (5), for the words “section eighty-three or ninety-three of the Act of 1947” there shall be substituted the words “section 116(2) of the Local Government (Scotland) Act 1973”; and the words “under this section” shall cease to have effect;
 - (c) subsection (6) shall cease to have effect;
 - (d) in subsection (7), the words “appointed under this section” shall cease to have effect.

^{F54}45, 46.

Textual Amendments

F54 Sch. 9 paras. 45, 46 repealed by Local Government (Scotland) Act 1975 (c. 30), **Sch. 7**

- 47 In section 11, at the end there shall be inserted the following subsection:—
- “(4) Any provision of any local Act which is inconsistent with the foregoing provisions of this section shall cease to have effect.”
- 48 In section 21, in subsection (1), the words “are situated within the landward area of a county and” shall cease to have effect.
- 49 In section 24, in subsection (4), in the definition of “separately rated area”, for the words from “a burgh”, where they first occur, to the end there shall be substituted the words “an islands area or district”.

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- 50 In section 43, in subsection (1), the definitions of “burgh”, “large burgh” and “rating authority” shall cease to have effect.
- 51 In Schedule 4—
- (a) in paragraph 10, for the words “rating authority” there shall be substituted the words “local authority”;
 - (b) in paragraph 11, in sub-paragraph (3), in the proviso, for the words “rating authorities”, in both places where they occur, there shall be substituted the words “local authorities”.

The ^{M13}Local Government and Miscellaneous Financial Provisions (Scotland) Act 1958

Marginal Citations

M13 1958 c. 64.

- 52 Section 8 shall cease to have effect.

The ^{M14}Local Government (Financial Provisions) (Scotland) Act 1963

Marginal Citations

M14 1963 c. 12

- ^{F55}53

Textual Amendments

F55 Sch. 9 para. 53 repealed (1.4.1996) by 1994 c. 39, s. 180(2), Sch. 14; S.I. 1996/323, art. 4(1)(b)(d)

- 54 In section 9—
- (a) in subsection (1), for the word “rules” there shall be substituted the word “regulations”; and for the words “this subsection” there shall be substituted the words “section 111 of the Local Government (Scotland) Act 1973”;
 - (b) in subsection (3), for the words “area which is a burgh or the landward area of a county” there shall be substituted the words “district or islands area”;
^{F56}
 - (c) after subsection (3) there shall be inserted the following subsection:—
 - “(3A) The standard penny rate product for any year of an area which is a region shall be taken to be an amount equal to the sum of the standard penny rate products for that year of the districts comprised in that region.”;
 - (d) in subsection (4), for the words “the last foregoing subsection” there shall be substituted the words “subsection (3) above” and the words “to county councils and town councils” shall cease to have effect;
 - (e) in subsection (6), for the words “burgh or of the landward area of a county” there shall be substituted the words “district or islands area”; and for the words “burgh or, as the case may be, the landward area”, in both places

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where they occur, there shall be substituted the words “district or, as the case may be, islands area”;

- (f) subsection (7) shall cease to have effect.

Textual Amendments

F56 Words repealed by [Local Government \(Scotland\) Act 1975 \(c. 30\)](#), [Sch. 7](#)

55 In section 19, in subsection (2), the words “the expression “local authority” includes a district council, and” shall cease to have effect.

56 In section 20, subsection (2) shall cease to have effect.

57 In section 21—

- (a) in subsection (1), for the words “county council” there shall be substituted the words “regional council”; for the words “the county”, where they first occur, there shall be substituted the words “the region”; for the words “the expenditure” there shall be substituted the words “the relevant local expenditure”; and for the words from “relevant” onwards there shall be substituted the words “sum of the relevant local expenditures for that year of the regional council and the councils of each district in the region”,
- (b) subsection (2) shall cease to have effect;
- (c) for subsection (3) there shall be substituted the following subsection:—

“(3) In this section “relevant local expenditure” has the same meaning as in paragraph 5 of Part II of Schedule 1 to the Local Government (Scotland) Act 1966.”

58 In section 26(2), in the definition of “local authority”, for the words from “county” onwards there shall be substituted the words “regional, islands or district council”.

The^{M15} *Local Government (Development and Finance) (Scotland) Act 1964*

Marginal Citations

M15 [1964 c. 67](#).

59 In section 8, subsections (2) and (5) shall cease to have effect.

60 In section 9—

- (a) in subsection (1), paragraph (b) shall cease to have effect;
- (b) subsections (2) and (4) shall cease to have effect.

61 In section 10, subsection (2) shall cease to have effect.

The^{M16} *Rating Act 1966*

Marginal Citations

M16 [1966 c. 9](#).

62 In section 2—

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

- (a) in subsection (5), for the words “section 5 of this Act” there shall be substituted the words “the standard scheme prescribed under section 112 of the Local Government (Scotland) Act 1973, including that scheme as varied under section 114 of that Act”;
- (b) in subsection (12), in paragraph (b), the words from “or any corresponding provision” to the end shall cease to have effect.

63 In section 4, in subsection (5), the words “or any provision for like purposes contained in any local Act” and the words from “or any such provision” to the end shall cease to have effect.

^{F57}64

Textual Amendments

F57 Sch. 9 para. 64 repealed by [Supplementary Benefits Act 1976 \(c. 71\)](#), **Sch. 8 Pt. I**

The ^{M17}Local Government (Scotland) Act 1966

Marginal Citations

M17 1966 c. 51.

65 In section 2, in subsection (2), in paragraph (b), the words “and grants under the Rating Act 1966” shall cease to have effect.

66 In section 6, in subsection (2), for the words “a county” there shall be substituted the words “the area of any local authority”; and for the words “the county” there shall be substituted the words “that area”.

67 In section 7, in subsection (1), for the words “local authority” there shall be substituted the words “rating authority” and at the end there shall be inserted the following words:—

“In this subsection the words “the amount of the rate”, in relation to a regional council, mean the aggregate amount of the regional rate and the district rate”.

68 In section 46(1), in the definition of “local authority”, for the words from “county” onwards there shall be substituted the words “regional, islands or district council”.

69 In Schedule 1, in Part I—

- (a) in paragraph 1, for the words “first be apportioned to all counties and those burghs which are counties of cities” there shall be substituted the words “be apportioned to all regions, islands areas and districts”;
- (b) paragraph 2 shall cease to have effect;
- (c) in paragraph 5, in sub-paragraph (2), the words from “and joint” to “constituent councils” shall cease to have effect; for the words “the local authorities” there shall be substituted the words “such classes of local authority as may be specified in the regulations”; and for the words “each authority” there shall be substituted the words “such authorities as may be so specified”.

70 In Schedule 1, in Part II—

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

- (a) in paragraph 1, the words from “shall be payable” to “burgh, but” shall cease to have effect;
- (b) paragraph 3 shall cease to have effect;
- (c) in paragraph 4, in sub-paragraph (1), for the words “county council or town council” there shall be substituted the words “islands or district council”.
- (d) for paragraph 5 there shall be substituted the following paragraph:—
 “5 For the purposes of this Part of this Schedule the relevant local expenditure in relation to a regional, islands or district council for any year is so much of the council’s total expenditure for the year as would fall to be met out of the regional rate, the general rate or the district rate respectively if no resources element were payable to that council”.

71 In Schedule 1, in Part III, in paragraphs 2 and 3, for the words “local authority” there shall be substituted the words “rating authority”.

- 72 In Schedule 2—
- (a) in paragraph 19, in head (a), the words “and, where appropriate, the separately rated areas” shall cease to have effect;
 - (b) paragraph 22 shall cease to have effect;
 - (c) in paragraph 27, the definition of “burgh” shall cease to have effect; in the definition of “rating area”, for the words from “of”, where it first occurs, to the end there shall be substituted the words “of an islands council or of a district council”; and the definition of “separately rated area” shall cease to have effect.

F58 73

Textual Amendments
F58 Sch. 9 para. 73 repealed by [Housing \(Scotland\) Act 1987 \(c. 26, SIF 61\)](#), ss. 335, 339(2)(3), Sch. 23 para. 20(4), [Sch. 24](#)

The ^{M18}Post Office Act 1969

Marginal Citations
M18 1969 c. 48.

- 74 In section 53—
- (a) for subsection (5) there shall be substituted the following subsection:—
 “(5) An order under subsection (1) above for the purposes of the valuation roll for the year 1971-72 may be varied by a subsequent order, made in the like manner, so as to include, with respect to the years 1976-77 and 1977-78, any such provision as is authorised by subsection (3) above to be included therein.”;
 - (b) for subsection (7) there shall be substituted the following subsection:—

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

“(7) Expressions used in this section and in the Local Government (Scotland) Act 1966 have the same meanings in this section as in that Act.”

F⁵⁹SCHEDULE 10

Textual Amendments

F⁵⁹ Sch. 10 repealed (1.4.1996) by 1994 c. 39, s. 180(2), Sch. 14; S.I. 1996/323, art. 4(1)(b)(d)

F⁶⁷SCHEDULE 11

Textual Amendments

F⁶⁷ Sch. 11 repealed by Education (Scotland) Act 1980 (c. 44), Sch. 5

X²SCHEDULE 12

Section 130.

AMENDMENT OF ENACTMENTS RELATING TO HOUSING

Editorial Information

X² The text of Schs. 9, 12, 13, 14, 15, 17(2)–(64), 18, 23, 24, 25, 27 Pt. II, 28, 29 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

F⁶⁸₁

Textual Amendments

F⁶⁸ Sch. 12 para. 1 repealed by Tenants' Rights, Etc. (Scotland) Act 1980 (c. 52), Sch. 5 and also expressed to be repealed by Housing (Scotland) Act 1987 (c. 26, SIF 61), ss. 335, 339(2)(3), Sch. 23 para. 20(5), Sch. 24

F⁶⁹₂

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

Textual Amendments

F69 Sch. 12 para. 2 repealed by Housing (Scotland) Act 1987 (c. 26, SIF 61), ss. 335, 339(2)(3), Sch. 23 para. 20(5), **Sch. 24**

The ^{M19}Housing and Town Development (Scotland) Act 1957

Marginal Citations

M19 1957 c. 38.

3 In section 16(5) (provision for failure to carry out duties under overspill agreements or town development schemes), for the words “three hundred and fifty-five of the ^{M20}Local Government (Scotland) Act 1947” there shall be substituted the words “210 of the Local Government (Scotland) Act 1973”.

Marginal Citations

M20 1947 c. 43.

^{F70}4

Textual Amendments

F70 Sch. 12 para. 4 repealed by Housing (Consequential Provisions) Act 1985 (c. 71, SIF 61), s. 3, **Sch. 1 Pt. II**

^{F71}5

Textual Amendments

F71 Sch. 12 paras. 5, 6–10, 12–19, 21, 22, 24 repealed by Housing (Scotland) Act 1987 (c. 26, SIF 61), ss. 335, 339(2)(3), Sch. 23 para. 20(5), **Sch. 24**

^{F72}6—10.

Textual Amendments

F72 Sch. 12 paras. 5, 6–10, 12–19, 21, 22, 24 repealed by Housing (Scotland) Act 1987 (c. 26, SIF 61), ss. 335, 339(2)(3), Sch. 23 para. 20(5), **Sch. 24**

^{F73}11

Textual Amendments

F73 Sch. 12 para. 11 repealed by Housing Act 1974 (c. 44), **Sch. 15** and also expressed to be repealed by Housing (Scotland) Act 1987 (c. 26, SIF 61), ss. 335, 339(2)(3), Sch. 23 para. 20(5), **Sch. 24**

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

F74 12—
19.

Textual Amendments

F74 Sch. 12 paras. 5, 6–10, 12–19, 21, 22, 24 repealed by Housing (Scotland) Act 1987 (c. 26, SIF 61), ss. 335, 339(2)(3), Sch. 23 para. 20(5), **Sch. 24**

The ^{M21}Housing Subsidies Act 1967

Marginal Citations

M21 1967 c. 29.

20 In section 27(1)(a)(ii) (qualifying lenders), for the words “county councils and town” there shall be substituted the words “regional, islands and district”.

F75 21, 22.

Textual Amendments

F75 Sch. 12 paras. 5, 6–10, 12–19, 21, 22, 24 repealed by Housing (Scotland) Act 1987 (c. 26, SIF 61), ss. 335, 339(2)(3), Sch. 23 para. 20(5), **Sch. 24**

F76 23
.....

Textual Amendments

F76 Sch. 12 para. 23 repealed by Social Security and Housing Benefits Act 1982 (c. 24), **Sch. 5** and also expressed to be repealed by Housing (Scotland) Act 1987 (c. 26, SIF 61), ss. 335, 339(2)(3), Sch. 23 para. 20(5), **Sch. 24**

F77 24
.....

Textual Amendments

F77 Sch. 12 paras. 5, 6–10, 12–19, 21, 22, 24 repealed by Housing (Scotland) Act 1987 (c. 26, SIF 61), ss. 335, 339(2)(3), Sch. 23 para. 20(5), **Sch. 24**

.....

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

Textual Amendments

F78 Sch. 13 repealed (1.4.1996) by 1994 c. 39, s. 180(1)(2), Sch. 13 para. 92(71), **Sch. 14**; S.I. 1996/323, art. 4(1)(b)(c)(d)

^{F81}SCHEDULE 14

Textual Amendments

F81 Sch. 14 repealed (1.4.1996) by 1994 c. 39, s. 180(1)(2), Sch. 13 para. 92(72), **Sch. 14**; S.I. 1996/323, art. 4(1)(b)(c)(d)

^{X3}SCHEDULE 15

Section 134.

AMENDMENT OF ENACTMENTS RELATING TO BUILDING

Editorial Information

X3 The text of Schs. 9, 12, 13, 14, 15, 17(2)–(64), 18, 23, 24, 25, 27 Pt. II, 28, 29 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

^{F102}PART I

THE ^{M29}BUILDING (SCOTLAND) ACT 1959

Textual Amendments

F102 Sch. 15 Pt. I repealed (1.5.2005) by Building (Scotland) Act 2003 (asp 8), ss. 58, 59, **Sch. 6 para. 8**; S.S.I. 2004/404, art. 2(1) (with arts. 3, 4)

Marginal Citations

M29 1959 c. 24.

PART II

OTHER ENACTMENTS

^{F103}25

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

Textual Amendments

F103 Sch. 15 para. 25 repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), Sch. 1 Pt. VII

F104 26

Textual Amendments

F104 Sch. 15 Pt. II para. 26 repealed by Statute Law (Repeals) Act 1977 (c. 18), Sch. 1 Pt. XI

F105 27

Textual Amendments

F105 Sch. 15 Pt. II para. 27 repealed by Water (Scotland) Act 1980 (c. 45), Sch. 11

F106 28

Textual Amendments

F106 Sch. 15 para. 28 repealed (27.8.1993) by 1993 c. 11, ss. 67(3), 68(2), Sch.6

29 In the ^{M31}Thermal Insulation (Industrial Buildings) Act 1957—

- (a) in section 12(2) (application to Scotland) for the words from “in a burgh” to the end there shall be substituted the words “the local authority within the meaning of the Building (Scotland) Act 1959”;
- (b) in sections 2 and 3(1) (as set out in their application to Scotland in subparagraphs (1) and (2) respectively of paragraph 6 of Schedule 9 to the ^{M32}Building (Scotland) Act 1959), for the words “buildings authority” there shall be substituted the words “local authority”;
- (c) in section 4(3) (as set out in its application to Scotland in subsection (5) of section 12 and as amended by subparagraph (3) of paragraph 6 of the said Schedule 9), for the reference to the dean of guild court and a buildings authority there shall be substituted a reference to the local authority and the words “or, as the case may be, the plans of the building were approved by the local authority” shall cease to have effect;
- (d) in section 8(1) (as set out in its application to Scotland in subsection (8) of section 12), for the words from “sections three hundred” to “1947” there shall be substituted the words “sections 192 and 193 of, and paragraph 7 of Schedule 7 to, the Local Government (Scotland) Act 1973”.

Marginal Citations

M31 1957 c. 40

M32 1959 c. 24.

30 **F107**

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

Textual Amendments

F107 Sch. 15 para. 30 repealed (1.10.2006) by [The Fire \(Scotland\) Act 2005 \(Consequential Modifications and Savings\) Order 2006 \(S.S.I. 2006/475\)](#), art. 2(2), [Sch. 2](#)

^{X4}SCHEDULE 16

Section 135.

AMENDMENT OF ENACTMENTS RELATING TO RIVER PURIFICATION

Editorial Information

X4 The text of ss. 130(3), 132(2), 134(2), 135(10), 138(2), 146(2)–(9), 147(2)(6)(7)(8), 155(2)(3)(5)(6)(7), 156(2)(3), 166(2), 170(2), 175, 184, 213(3), 237(1), Schs. 16, 19, 21 paras. 2–12 and Sch. 26 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

^{M33}*Rivers (Prevention of Pollution) (Scotland) Act 1951*

Marginal Citations

M33 1951 c. 66.

F108¹

Textual Amendments

F108 Sch. 16 para. 1 repealed (1.4.1996) by [1995 c. 25, s. 120\(3\)](#), [Sch. 24](#) (with ss. 7(6), 115, 117); [S.I. 1996/186, art. 3\(xiii\)](#)

F109²

Textual Amendments

F109 Sch. 16 para. 2 repealed (1.4.1996) by [1995 c. 25, s. 120\(3\)](#), [Sch. 24](#) (with ss. 7(6), 115, 117); [S.I. 1996/186, art. 3\(xiii\)](#)

F110³

Textual Amendments

F110 Sch. 16 para. 3 repealed (1.4.1996) by [1995 c. 25, s. 120\(3\)](#), [Sch. 24](#) (with ss. 7(6), 115, 117); [S.I. 1996/186, art. 3\(xiii\)](#)

F111⁴

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

Textual Amendments

F111 Sch. 16 para. 4 repealed (1.4.1996) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3(xiii)**

F112⁵

Textual Amendments

F112 Sch. 16 para. 5 repealed (1.4.1996) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3(xiii)**

6 In section 18(3) (provision of information), for the words from “fees” to the end there shall be substituted the words “reasonable fees as may be determined by the river purification authority”.

F113⁷

Textual Amendments

F113 Sch. 16 para. 7 repealed (1.4.1996) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3(xiii)**

F114⁸

Textual Amendments

F114 Sch. 16 para. 8 repealed (1.4.1996) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3(xiii)**

F115⁹

Textual Amendments

F115 Sch. 16 para. 9 repealed (1.4.1996) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3(xiii)**

F116¹⁰

Textual Amendments

F116 Sch. 16 para. 10 repealed (1.4.1996) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3(xiii)**

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

X⁵SCHEDULE 17

Section 148.

AMENDMENT OF ENACTMENTS RELATING TO WATER

Editorial Information

X5 The text of Schs. 9, 12, 13, 14, 15, 17(2)–(64), 18, 23, 24, 25, 27 Pt. II, 28, 29 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

General

- [^{F117}1 (1) Notwithstanding any other provision of this Act or any order made thereunder, any reference in any enactment, order, scheme, regulations, awards or byelaws passed or made before the coming into force of this Act—
- (a) in unspecified terms to a regional water board or the region of such a board (or any expression construed as such a reference by virtue 6 of paragraph 2 of Schedule 2 to the ^{M34}Water (Scotland) Act 1967) ^{F118} . . . shall be construed respectively as a reference to a water authority or to the limits of supply of such an authority ^{F118} . . . ;
 - (b) to a particular regional water board or the region of such a board (or any expression construed as aforesaid) shall be construed respectively as a reference to the water authority responsible for the water undertaking to which the enactment relates or to the limits of supply of such an authority.
- (2) If there is any doubt as to the identity of the water authority referred to in subparagraph (1)(b) above, that authority shall be taken to be such authority as may be specified in a direction given by the Secretary of State.]

Textual Amendments

F117 Para. 1 substituted by *Local Government (Scotland) Act 1975 (c. 30)*, **Sch. 6 Pt. II para. 56(a)**

F118 Words in *Sch. 17 para. 1(1)(a)* repealed (1.4.1996) by 1994 c. 39, s. 180(1)(2), *Sch. 13 para. 92(73)*, **Sch. 14**; S.I. 1996/323, art. 4(1)(c)(d), **Sch. 2**

Marginal Citations

M34 1967 c. 78.

The Rural Water Supplies and Sewerage Act 1944

^{F119}2

Textual Amendments

F119 *Sch. 17 para. 2* repealed (1.4.1996) by 1994 c. 39, s. 180(2), **Sch. 14**; S.I. 1996/323, art. 4(1)(d), **Sch. 2**

^{F120}3—

63.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

Textual Amendments

F120 Sch. 17 paras. 3–63 repealed by Water (Scotland) Act 1980 (c. 45), Sch. 11

[^{F121} The Water Act 1973]

Textual Amendments

F121 Sch. 17 para. 64 repealed (*prosp.*) by Water Act 1983 (c. 23, SIF 130), s. 11(3), Sch. 5 Pt. I

^{F122}64 In the Water Act ^{M35}1973 any reference to a regional water board shall be construed as a reference to water authority.]

Textual Amendments

F122 Sch. 17 para. 64 repealed (*prosp.*) by Water Act 1983 (c. 23, SIF 130), s. 11(3), Sch. 5 Pt. I

Marginal Citations

M35 1973 c. 37

^{X6}SCHEDULE 18

Section 150.

AMENDMENT OF CERTAIN ENACTMENTS RELATING TO TRANSPORT

Editorial Information

X6 The text of Schs. 9, 12, 13, 14, 15, 17(2)–(64), 18, 23, 24, 25, 27 Pt. II, 28, 29 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

PART I

AMENDMENT OF THE ^{M36}TRANSPORT ACT 1968

Marginal Citations

M36 1968 c. 73.

1 In section 9 (Passenger Transport Areas, Authorities and Executives), the following amendments shall be made—

^{F123}(a)

(e) in subsection (5), for the words “constituent areas” there shall be substituted the words “each of the districts comprised in the region in which the designated area is situated”;

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F123 (f)

Textual Amendments

F123 Sch. 18 paras. 1(a)–(d)(f), 7(c), 10, 11 repealed by Transport Act 1985 (c. 67, SIF 126), ss. 57(6), 139(3), Sch. 3 para. 26, **Sch. 8**

- 2 In section 10 (powers of Executive), the following amendments shall be made—
- (a) in subsection (1)(xvi), the words “and the consent of the Minister” shall cease to have effect;
 - (b) for the word “county”, in both places where it occurs, there shall be substituted the word “region”.

- 3 In section 11 (financial duty of Passenger Transport Executives) in subsection (1), for the words “section 13(3)” there shall be substituted the words “section 13(2)” and after subsection (3) there shall be inserted the following subsection:—

“(3A) Without prejudice to any power of the Executive to establish specific reserves, the Executive may establish and maintain a general reserve, and the Authority may give to the Executive directions as to any matter relating to the establishment or management of any such general reserve and the carrying of sums to the credit thereof, or the application thereof; but no part of the moneys comprised in such a general reserve shall be applied otherwise than for purposes of the Executive or a subsidiary of theirs.”

- 4 Section 11(4) shall cease to have effect.

- 5 For section 13 there shall be substituted the following section—

“13 Power of regional councils to make grants.

- (1) Without prejudice to any other power of a regional council to make grants for transport purposes, a regional council who are the Authority shall have power to make grants to the Executive for any purpose.
- (2) The regional council shall from time to time by notice in writing to the Executive specify the amount of the grants which the council propose to make to the Executive in respect of expenditure incurred during any accounting period.”.

- 6 In section 14 (accounts of Executive), the following amendments shall be made—
- (a) in subsection (1)(b), for the word “Minister” there shall be substituted the word “Authority”;
 - (b) in subsection (3), after the word “Minister” there shall be inserted the word “and” and the words “and to each of the councils of constituent areas” shall be omitted.

- 7 In section 15 (further functions of Authority), the following amendments shall be made—

- (a) in subsection (1), for paragraphs (b) and (c) there shall be substituted the following paragraphs:—
 - “(b) such annual or other estimates of income or expenditure of the Executive and any subsidiaries of theirs as the Authority may require to be submitted to the Authority,

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Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

- and any major change proposed to be made in any of those estimates after their approval by the Authority;
- (c) any proposal for expenditure by the Executive or any subsidiary of theirs, or by any other person in pursuance of arrangements with the Executive, which involves a substantial outlay on capital account”.
- (b) in subsection (2), for the words from “to be raised” to “of this Act” there shall be substituted the words “of the grants which will be needed to enable the Executive to comply with their obligation under section 11(1) of this Act”.
- ^{F124}(c)

Textual Amendments

F124 Sch. 18 paras. 1(a)–(d)(f), 7(c), 10, 11 repealed by Transport Act 1985 (c. 67, SIF 126), ss. 57(6), 139(3), Sch. 3 para. 26, Sch. 8

8 After section 15 there shall be inserted the following section:—

“15A Additional provisions as to control of executive by Authority.

- (1) In addition to any power of the Authority under any other provision of this Part of this Act to give directions to the Executive as respects any matter, the Authority may give to the Executive directions as to the exercise and performance by the Executive of their functions (including the exercise of rights conferred by the holding of interests in companies) in relation to matters appearing to the Authority to affect the carrying out by the Authority or the Executive of their respective duties under section 9(3) of this Act.
- (2) The Executive shall provide the Authority at such time or intervals and in such form and manner as the Authority may require with information with respect to the operations and the expenditure on capital and revenue account respectively which are planned or under consideration by the Executive and shall furnish the Authority with such returns, accounts and other information with respect to the property and activities of the Executive or any subsidiary of theirs as the Authority may from time to time require.
- (3) The Authority may from time to time cause a review to be made of the organisation of the Executive’s undertaking and may give to the Executive such directions as appear to the Authority from any such review to be requisite to secure that the Executive’s undertaking is organised in the most efficient manner; and the Executive shall not make, or permit to be made, any substantial change in the manner in which their undertaking is organised except in pursuance of a direction given by the Authority under this subsection, or with the approval of the Authority.”.

9 In section 16(1) (annual report prepared jointly by Authority and Executive to be published in such manner as the Secretary of State directs) for the words “as the Minister may direct” there shall be substituted the words “as the Authority consider appropriate” and in the said section 16, in subsection (2), the words from “and (d)” onwards, and subsections (3), (4) and (5) shall cease to have effect.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

F125 10,
 11.

Textual Amendments

F125 Sch. 18 paras. 1(a)–(d)(f), 7(c), 10, 11 repealed by [Transport Act 1985 \(c. 67, SIF 126\)](#), ss. 57(6), 139(3), Sch. 3 para. 26, [Sch. 8](#)

- 12 In section 23 (directions given by the Secretary of State) in subsections (2) and (3) after the word “Minister” there shall be inserted the words “or an Authority for a designated area”.
- 13 In section 26(1)(b) (powers of Scottish Group), for the words from “counties” onwards there shall be substituted the words “Highland region, the islands areas of Orkney, Shetland and the Western Isles, the Argyll district and in the Cunninghame district the former burgh of Millport and the former districts of Arran and Cumbrae.”.
- 14 For section 34 there shall be substituted the following section—

“34 Assistance for rural bus or ferry service.

- (1) A regional, islands or district council or any two or more of those councils acting jointly, may, on such conditions, if any, as they think fit, afford assistance to any other person, by way of grant, loan or both, for the purpose of securing the provision, improvement or continuance of any bus service if in the opinion of the council or councils in question that service is or will be for the benefit of persons residing in rural areas.
 - (2) A regional or islands council or any two or more of those councils acting jointly, may, on such conditions, if any, as they think fit, afford assistance to any other person, by way of grant, loan or both, for the purpose of securing the provision, improvement or continuance of any ferry service if in the opinion of the council or councils in question that service is or will be for the benefit of persons residing in rural areas.
 - (3) The Secretary of State may, with the approval of the Treasury, make grants in such cases and subject to such conditions as he thinks fit to any of the councils aforesaid in respect of expenditure incurred by that council in making grants under subsection (1) or (2) above, and any grant under this subsection in respect of expenditure in connection with a bus service shall be of an amount equal to half the expenditure in respect of which the grant is made.
 - (4) The Secretary of State may, with the approval of the Treasury make grants in such cases and subject to such conditions as he thinks fit to regional or islands councils in respect of expenditure incurred by such a council in providing a ferry service which in the opinion of the council is or will be for the benefit of persons residing in rural areas.”.
- 15 In section 35(1)(b)(iv), for the words “county or town” there shall be substituted the words “regional, islands or district”.
- 16 In section 56(6)(d), for the words “county, town or district” there shall be substituted the words “regional or islands”.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

17 Section 58 shall be omitted.

F126 18

Textual Amendments

F126 Sch. 18 para. 18 repealed (1.1.1996) by 1995 c. 23, s. 60(2), Sch. 8 Pt. I (with ss. 54, 55); S.I. 1995/2181, art. 2 (with transitional provisions in Sch.)

19 For section 115(3) there shall be substituted the following subsection—

“(3) In sections 109, 112 and 113 of this Act “local authority” means a regional or islands council and in section 114 of this Act means a regional, islands or district council.”.

F127 20

Textual Amendments

F127 Sch. 18 para. 20 repealed by Transport Act 1985 (c. 67, SIF 126), s. 139(2)(3), Sch. 7 para. 16, Sch. 8

21 ^{F128}(1)

(2) In Part II of that Schedule, in paragraph 1, for the words “establishment of that Authority” there shall be substituted the words “area has been designated”, and in paragraph 2, for the words “any of the councils of constituent areas”, in each place where they occur, there shall be substituted the words “the regional council for the designated area”.

(3) In Part III of that Schedule, in paragraph 1, for the words “dates on which the Authority and Executive respectively are”, there shall be substituted the words “date on which the Executive is”; and there shall be omitted from the remainder of that Part of that Schedule—

- (a) paragraphs 2, 3(a), 4, 5, 10, 12, 14, 16 and 17;
- (b) in paragraphs 6, 7 and 9 the words “the Authority and” and “respectively”, in each place where they occur;
- (c) in paragraph 8 the words “the Authority or” and “the Chairman of the Authority, or as the case may be”;
- (d) in paragraph 11, the words “the Authority or” in subparagraph (a) and “the Authority” in sub-paragraph (b); and
- (e) in paragraph 13, the words “the Authority or”, in both places where they occur, and “the Authority” where those words last occur.

Textual Amendments

F128 Sch. 18 para. 21(1) repealed by Transport Act 1985 (c. 67, SIF 126), ss. 57(6), 139(3), Sch. 3 para. 26, Sch. 8

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

PART II

AMENDMENT OF MISCELLANEOUS ENACTMENTS RELATING TO TRANSPORT

The ^{M37}Light Railways Act 1896

Marginal Citations
M37 1896 c. 48.

22 In section 26(2), for the words from “to the county” onwards there shall be substituted the words “to a regional, islands or district council”.

The ^{M38}Road Traffic Act 1930

Marginal Citations
M38 1930 c. 43.

23 In section 108(1), in the definition of “district”, for the words from “county” onwards there shall be substituted the words “region or islands area”.

24 In section 109(a), for the words “the Town Council of a burgh” there shall be substituted the words “a regional or islands council”.

The ^{M39}Transport Charges Etc. (Miscellaneous Provisions) Act 1954

Marginal Citations
M39 1954 c. 64.

25 In section 6(1)(c) (revision of charges by independent harbour undertakings), for the words from “or an undertaking” to “applies” there shall be substituted the words “or a ferry undertaking which is operated by or on behalf of a Passenger Transport Executive or a regional or islands council or two or more such councils acting in combination”.

F129 26

Textual Amendments
F129 Sch. 18 Pt. II paras. 26, 30–35 repealed by Transport Act 1980 (c. 34), Sch. 9 Pt. I

F130 27,
28.

Textual Amendments
F130 Sch. 18 paras. 27, 28 repealed by Transport Act 1985 (c. 67, SIF 126), s. 139(2)(3), Sch. 7 para. 16, Sch. 8

Status: Point in time view as at 06/04/2011.

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The ^{M40}Local Government (Omnibus Shelters and Queue Barriers) (Scotland) Act 1958

29 In section 7(1), in the definition of “local authority”, for the words “county” onwards there shall be substituted the words “regional, islands or district council”.

Marginal Citations

M40 1958 c. 50.

F13130—
35.

Textual Amendments

F131 Sch. 18 Pt. II paras. 26, 30–35 repealed by Transport Act 1980 (c. 34), Sch. 9 Pt. I

36 In section 156(4), for the words from “county” onwards there shall be substituted the words “regional, islands or district council”.

^{X7}SCHEDULE 19

Section 154

AMENDMENT OF ENACTMENTS RELATING TO PIERS, HARBOURS, ETC.

Editorial Information

X7 The text of ss. 130(3), 132(2), 134(2), 135(10), 138(2), 146(2)–(9), 147(2)(6)(7)(8), 155(2)(3)(5)(6)(7), 156(2)(3), 166(2), 170(2), 175, 184, 213(3), 237(1), Schs. 16, 19, 21 paras. 2–12 and Sch. 26 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

The ^{M41}Harbours, Docks and Piers Clauses Act 1847

Marginal Citations

M41 1847 c. 27.

F1321
.....

Textual Amendments

F132 Sch. 19 para. 1 repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. XIV Group 1

2 In section 7 (correction of errors), for the words from “schoolmasters” to “royal burgh” there shall be substituted the words “proper officer of the regional or islands council within whose area the lands are situated”.

3 In section 8 (works not to proceed unless plans deposited), for the words from “schoolmasters” to “royal burgh” there shall be substituted the words “proper

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officer of the council of any region or islands area” and for the words “royal burghs” there shall be substituted the words “areas of such councils”.

- 4 In section 9 (receipt and inspection of plan), for the words “schoolmasters and town clerks” there shall be substituted the words “and proper officers”.

The ^{M42}General Pier and Harbour Act 1861, Amendment Act 1862

Marginal Citations

M42 1862 c. 19.

F1335

Textual Amendments

F133 Sch. 19 para. 5 repealed (15.7.1992) by Transport and Works Act 1992 (c. 42), s. 68(1), **Sch. 4 Pt.II**; S.I. 1992/1347, **art. 2**, Sch.

The ^{M43}Congested Districts (Scotland) Act 1897

Marginal Citations

M43 1897 c. 53.

- 6 In section 10 (definitions), in the definition of “congested district”, for the words from “anycrofting”, onwards there shall be substituted the words “any place within the Highland Region, the islands areas of Orkney, Shetland or the Western Isles or the Argyll district other than the former burgh of Rothesay and the former district of Bute”.

The ^{M44}Harbours, Piers and Ferries (Scotland) Act 1937

Marginal Citations

M44 1937 c. 28.

- 7 For section 1(2) (transfer of harbours to local authorities), there shall be substituted the following subsection:—

“(2) A local authority may accept a transfer of a marine work which is wholly or partly situated within their area, but where the marine work is partly situated within the area of another local authority they may only do so with the agreement of that other authority, or failing such agreement, with the consent of the Secretary of State.”

F1348

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

Textual Amendments

F134 Sch. 19 para. 8 repealed (15.7.1992) by Transport and Works Act 1992 (c. 42), s. 68(1), Sch. 4 Pt.II; S.I. 1992/1347, art. 2, Sch.

- 9 In section 7(1)(b) (minor works), for the words from “any of” to “therein” there shall be substituted the words “the Highland Region, the islands areas of Orkney, Shetland or the Western Isles or the Argyll district other than the former burgh of Rothesay and the former district of Bute”.
- 10 For section 18 (responsibility for deficiency), there shall be substituted the following section:—

“18 Responsibility for deficiency.

Any deficiency which is required to be met out of rates in pursuance of section 16 of this Act shall be met by the regional or islands council in whom the marine work is vested, or in the case of a marine work vested in two or more such councils in combination, by those councils in such proportions as may be fixed by the combination agreement.”

- 11 In section 21 (borrowing), the following amendments shall be made—
- (a) in subsection (1), for the words “county or town council” there shall be substituted the words “local authority”;
 - (b) in subsection (3), for the words “county or town council” there shall be substituted the words “local authority”.
- 12 In section 31(1) (interpretation), in the definition of “harbour authority”, for the words “pier or ferry” there shall be substituted the words “or pier” and, in the definition of “local authority”, for the words “county or a town” there shall be substituted the words “regional or islands”.
- 13 For Schedule 3 there shall be substituted the following Schedule:—

“SCHEDULE 3

The Clyde Port Authority.

The Forth Ports Authority.

The Aberdeen Harbour Commissioners.

The Trustees of the Harbour of Dundee.”

The ^{M45}Highlands and Islands Shipping Services Act 1960

Marginal Citations

M45 1960 c. 31.

- 14 In section 5 (interpretation), in the definition of “Highlands and Islands” for the word “counties” there shall be substituted the word “areas” and the words from “inclusive” onwards shall cease to have effect.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

15 For the Schedule there shall be substituted the following Schedule:—

“SCHEDULE

AREAS TO WHICH SECTION ONE APPLIES

The Highland Region.

The Islands Areas of Orkney, Shetland and the Western Isles.

Argyll District

In the Cunninghame District, the former burgh of Millport, and the former districts of Arran and Cumbrae.”

The ^{M46}Harbours Act 1964

Marginal Citations

M46 1964 c. 40.

16 In section 57(1) (interpretation), in the definition of “marine work”, the following amendments shall be made—

- (a) for the words from “means” to “1937” there shall be substituted the words “means a harbour or boatslip in Scotland (other than a harbour or boatslip which is vested in any of the bodies specified in Schedule 3 to the Harbours, Piers and Ferries (Scotland) Act 1937 or which is vested in any of the Boards other than the Scottish Transport Group or a subsidiary within the meaning of section 154 of the Companies Act 1948 of that Group)”;
- (b) in paragraph (b), for the words from “counties” to “Zetland” there shall be substituted the following words “areas, namely, the Highland Region, the islands areas of Orkney, Shetland and the Western Isles or the Argyll district other than the former burgh of Rothesay and the former district of Bute” and for the word “counties” where second occurring, there shall be substituted the word “areas”.

^{F135}SCHEDULE 20

Textual Amendments

F135 Sch. 20 repealed (1.4.1996) by 1994 c. 39, s. 180(2), Sch. 14; S.I. 1996/323, art. 4(1)(d), Sch. 2

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

SCHEDULE 21

Section 163.

AMENDMENT OF ENACTMENTS RELATING TO
PUBLIC LIBRARIES, MUSEUMS AND ART GALLERIES*The^{M47}Public Libraries Consolidation (Scotland) Act 1887***Marginal Citations**

M47 1887 c. 42.

1 The whole Act shall cease to have effect except sections 1, 2, 3, 10, 21, 22, 24, 28, 31 and 32 which shall have effect subject to amendments thereto set out in the following provisions of this Schedule.

^{x8}2 For section 2 (definitions) there shall be substituted the following section—

“2 Interpretation.

In this Act, except where the context otherwise requires—

“library authority” for the purposes of this Act means an islands or district council except that within the Highland, Borders and Dumfries and Galloway regions it means the appropriate regional council, and “area”, in relation to such an authority, shall be construed accordingly.

“museum and art gallery authority” for the purposes of this Act means a regional, islands or district council, and “area”, in relation to such an authority, shall be construed accordingly.”

Editorial Information

X8 The text of ss. 130(3), 132(2), 134(2), 135(10), 138(2), 146(2)–(9), 147(2)(6)(7)(8), 155(2)(3)(5)(6)(7), 156(2)(3), 166(2), 170(2), 175, 184, 213(3), 237(1), Schs. 16, 19, 21 paras. 2–12 and Sch. 26 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

^{x9}3 In section 10 (lands, etc., may be purchased or rented)—

- (a) for the words “magistrates and council or board” there shall be substituted the words “library authority or museum and art gallery authority”;
- (b) for the words “schools for science, art galleries, and schools for art” there shall be substituted the words “and art galleries”.

Editorial Information

X9 The text of ss. 130(3), 132(2), 134(2), 135(10), 138(2), 146(2)–(9), 147(2)(6)(7)(8), 155(2)(3)(5)(6)(7), 156(2)(3), 166(2), 170(2), 175, 184, 213(3), 237(1), Schs. 16, 19, 21 paras. 2–12 and Sch. 26 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

^{x10}4 In section 21 (powers of committee)—

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

- (a) for any reference to the committee there shall be substituted a reference to the library authority or the museum and art gallery authority, whichever is appropriate in the context;
- (b) for the words “and museums” and “or museums”, wherever they occur, there shall be substituted the words “or museums or art galleries”;
- (c) the first and second paragraphs shall cease to have effect;
- (d) in the third paragraph, after the word “science” there shall be inserted the words “gramophone records, tape recordings and films”;
- (e) in the seventh paragraph, for the words from “for the purpose of” to “appointed” there shall be substituted the words “to inhabitants of the area of the authority”, for the words “burgh or parish”, wherever else they occur, there shall be substituted the word “area” and the words “may not be a householder, and” shall cease to have effect.

Editorial Information

X10 The text of ss. 130(3), 132(2), 134(2), 135(10), 138(2), 146(2)–(9), 147(2)(6)(7)(8), 155(2)(3)(5)(6)(7), 156(2)(3), 166(2), 170(2), 175, 184, 213(3), 237(1), Schs. 16, 19, 21 paras. 2–12 and Sch. 26 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

^{x11}5

In section 22 (power of committee to make byelaws)—

- (a) for the first two references to the committee there shall be substituted a reference to the library authority or the museum and art gallery authority;
- (b) the words between “Scotland” and “and shall” shall cease to have effect;
- (c) for the words from “of the county” to “situated” there shall be substituted the words “exercising jurisdiction in the area of the authority”;
- (d) for the words “magistrates and council, or board” where they last occur, there shall be substituted the words “library authority or museum and art gallery authority”;

Editorial Information

X11 The text of ss. 130(3), 132(2), 134(2), 135(10), 138(2), 146(2)–(9), 147(2)(6)(7)(8), 155(2)(3)(5)(6)(7), 156(2)(3), 166(2), 170(2), 175, 184, 213(3), 237(1), Schs. 16, 19, 21 paras. 2–12 and Sch. 26 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

^{x12}6

For section 24 (exhibition of byelaws previous to confirmation), there shall be substituted the following section—

“24 Exhibition of byelaws and proposed byelaws.

A copy of proposed byelaws and a copy of byelaws which have been made by a library authority or a museums and art gallery authority under section 22 of this Act shall be put up in some conspicuous place in each of the libraries, or, as the case may be, the museums or art galleries, of the authority.”

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

Editorial Information

X12 The text of ss. 130(3), 132(2), 134(2), 135(10), 138(2), 146(2)–(9), 147(2)(6)(7)(8), 155(2)(3)(5)(6)(7), 156(2)(3), 166(2), 170(2), 175, 184, 213(3), 237(1), Schs. 16, 19, 21 paras. 2–12 and Sch. 26 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

- ^{x13}7 In section 28 (recovery of penalties and forfeitures)—
- (a) for the words from “name of” to “district” there shall be substituted the words “name of the library authority or museum and art gallery authority, as the case may be, before either the sheriff or justices exercising jurisdiction in the area of the authority”;
 - (b) for any reference to the committee there shall be substituted a reference to the library authority or museum and art gallery authority;
 - (c) the words “clerk or other” shall cease to have effect.

Editorial Information

X13 The text of ss. 130(3), 132(2), 134(2), 135(10), 138(2), 146(2)–(9), 147(2)(6)(7)(8), 155(2)(3)(5)(6)(7), 156(2)(3), 166(2), 170(2), 175, 184, 213(3), 237(1), Schs. 16, 19, 21 paras. 2–12 and Sch. 26 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

The ^{M48}Public Libraries (Scotland) Act 1920

Marginal Citations

M48 1920 c. 45.

- ^{x14}g The whole Act shall cease to have effect.

Editorial Information

X14 The text of ss. 130(3), 132(2), 134(2), 135(10), 138(2), 146(2)–(9), 147(2)(6)(7)(8), 155(2)(3)(5)(6)(7), 156(2)(3), 166(2), 170(2), 175, 184, 213(3), 237(1), Schs. 16, 19, 21 paras. 2–12 and Sch. 26 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

The ^{M49}Public Libraries (Scotland) Act 1955

Marginal Citations

M49 1955 c. 27.

- ^{x15}g Section 3 (revocation of decision to adopt the principal Act) shall cease to have effect.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

Editorial Information

X15 The text of ss. 130(3), 132(2), 134(2), 135(10), 138(2), 146(2)–(9), 147(2)(6)(7)(8), 155(2)(3)(5)(6)(7), 156(2)(3), 166(2), 170(2), 175, 184, 213(3), 237(1), Schs. 16, 19, 21 paras. 2–12 and Sch. 26 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

^{x16}₁₀ In section 5(1) (interpretation), for the definition of “statutory library authority” there shall be substituted the following definition—

““statutory library authority” means a library authority as defined in section 2 of the Public Libraries Consolidation (Scotland) Act 1887 or any body authorised by any other enactment (including any enactment contained in a local Act) to provide library services”.

Editorial Information

X16 The text of ss. 130(3), 132(2), 134(2), 135(10), 138(2), 146(2)–(9), 147(2)(6)(7)(8), 155(2)(3)(5)(6)(7), 156(2)(3), 166(2), 170(2), 175, 184, 213(3), 237(1), Schs. 16, 19, 21 paras. 2–12 and Sch. 26 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

The ^{M50}Education (Scotland) Act 1962

Marginal Citations

M50 1962 c. 47.

^{x17}₁₁ In section 12(1) (county library service)—

- (a) the words “of a county”, the words “not only” and the words from “but also” to the end shall cease to have effect;
- (b) for the words “the education” there shall be substituted the words “an education”.
- (c) for the words “in the county” there shall be substituted the words “in the region or islands area, as the case may be”.

Editorial Information

X17 The text of ss. 130(3), 132(2), 134(2), 135(10), 138(2), 146(2)–(9), 147(2)(6)(7)(8), 155(2)(3)(5)(6)(7), 156(2)(3), 166(2), 170(2), 175, 184, 213(3), 237(1), Schs. 16, 19, 21 paras. 2–12 and Sch. 26 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

The ^{M51}Education (Scotland) Act 1969

Marginal Citations

M51 1969 c. 49

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

^{X18}12 In section 2(1) (provision of museums by education authorities), the words “(other than the town council of a burgh being a county of a city)” shall cease to have effect, and, in paragraph (e), for the words from “the town” to the end there shall be substituted the words “any other body”.

Editorial Information

X18 The text of ss. 130(3), 132(2), 134(2), 135(10), 138(2), 146(2)–(9), 147(2)(6)(7)(8), 155(2)(3)(5)(6)(7), 156(2)(3), 166(2), 170(2), 175, 184, 213(3), 237(1), Schs. 16, 19, 21 paras. 2–12 and Sch. 26 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

^{F137}SCHEDULE 22

Textual Amendments

F137 Sch. 22 repealed (1.4.1996) by 1994 c. 39, s. 180(1)(2), Sch. 13 para. 92(74), **Sch. 14**; S.I. 1996/323, art. 4(1)(c)(d), **Sch. 2**

^{X19}SCHEDULE 23

Section 184.

AMENDMENT OF ENACTMENTS RELATING TO PLANNING

Editorial Information

X19 The text of Schs. 9, 12, 13, 14, 15, 17(2)–(64), 18, 23, 24, 25, 27 Pt. II, 28, 29 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

^{F142}1

Textual Amendments

F142 Sch. 23 para. 1 repealed by Ancient Monuments and Archaeological Areas Act (c. 46), Sch. 5

The ^{M52}Caravan Sites and Control of Development Act 1960

Marginal Citations

M52 1960 C. 62.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

- 2 In section 32(1) (application of Part I to Scotland), the following amendments shall be made—
- ^{F143}(a)
- (b) in paragraph (k)(i), for the words from “in relation” to “county council” there shall be substituted the words “a general or district planning authority within the meaning of Part IX of the Local Government (Scotland) Act 1973”.

Textual Amendments

F143 Sch. 23 para. 2(a) repealed by [Local Government and Planning \(Scotland\) Act 1982 \(c. 43\)](#), [Sch. 4 Pt. I](#)

The ^{M53}Town and Country Planning (Scotland) Act 1947

Marginal Citations

M53 1947 c. 53

- 3 In section 113(1) (interpretation), the following amendments shall be made—
- (a) in the definition of “local authority”, for the words from “county” onwards there shall be substituted the words “regional, islands or district council”;
- (b) in the definition of “planning authority”, for the words “section 2 of this Act” there shall be substituted the words “section 172 of the Local Government (Scotland) Act 1973”.

The ^{M54}Town and Country Planning (Scotland) Act 1959

Marginal Citations

M54 1959 c. 70.

- 4 In section 27 (powers of disposal of land), the following amendments shall be made—
- (a) for subsection (4) there shall be substituted the following subsection—
- “(4) Subject to the provisions of this Act, section 74(2) of the Local Government (Scotland) Act 1973 (consideration for disposal of land) shall apply to any disposal of land by an authority to whom this Part of this Act applies in the exercise of a power in relation to which subsection (1) of this section has effect (not being a power under Part VI of the said Act of 1973) as it applies to the like disposal of land by a local authority in the exercise of any power under the said Part VI.”
- (b) in subsection (5)(c), for the words from “subsection” to “1947” there shall be substituted the words “section 75(1) of the Local Government (Scotland) Act 1973”.
- 5 In Schedule 4 (Authorities to whom Part II applies), the following amendments shall be made—

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

- (a) in paragraph 1, for the word “1947” there shall be substituted the word “1973”;
- (b) in paragraph 2, for the word “1947”, where first occurring, there shall be substituted the word “1973”;
- ^{F144}(c)
- (d) for paragraph 4 there shall be substituted the following paragraph—
 - “4 A river purification authority for the purposes of the Rivers (Prevention of Pollution) (Scotland) Acts 1951 and 1965.”

Textual Amendments

F144 Sch. 23 para. 5(c) repealed by [Water \(Scotland\) Act 1980 \(c. 45\)](#), **Sch. 11**

The ^{M55}Civic Amenities Act 1967

Marginal Citations

M55 1967 c. 69.

^{F145}₆

Textual Amendments

F145 Sch. 23 para. 6 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

The ^{M56}New Towns (Scotland) Act 1968

Marginal Citations

M56 1968 c. 16.

- 7 In section 6(1) (planning control in new towns), for the words “local planning” there shall be substituted the words “district planning”.
- 8 In section 23(2)(i) (extinguishment of public rights of way), for the words “local planning” there shall be substituted the words “district planning” and after the word “situated” there shall be inserted the words “and on any other local authority who appear to him to be concerned”.
- 9 In section 35(2) (development corporations may transfer undertaking), for the words “county or burgh” there shall be substituted the words “region, islands area or district”.
- 10 In section 36(2)(a)(i) (winding up of development corporations), for the words “county or town council of the burgh” there shall be substituted the words “region, islands area or district”.
- 11 In section 41(2) (application of certain enactments), for the words “county council” there shall be substituted the words “regional or islands council concerned”.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

12 In section 47(1) (interpretation), in the definition of “local authority”, for the words from “county” onwards there shall be substituted the words “regional, islands or district council”, in the definition of “local highway authority”, for the words from “a highway” onwards there shall be substituted the words “a regional council”, in the definition of “planning authority”, for the word “1947” there shall be substituted the word “1972” and at the appropriate place in alphabetical order there shall be inserted the following definitions—

““regional planning authority” and “district planning authority” have the meanings assigned to them by Part IX of the Local Government (Scotland) Act 1973;”.

13 In Schedule 1 (procedure for designating site of new town), in paragraph 2, for the words “county or on the town council of the burgh” there shall be substituted the words “region, islands area or district”.

F146 14

Textual Amendments
F146 Sch. 23 para. 14 repealed by Industrial Development Act 1982 (c. 52), s. 19, Sch. 2 Pt. I para. 1 Sch. 3

F147 15

Textual Amendments
F147 Sch. 23 para. 15 repealed by Town and Country Amenities Act 1974 (c. 32), Sch.

The^{M57}Town and Country Planning (Scotland) Act 1972

Marginal Citations
M57 1972 c. 5.

F148 16

Textual Amendments
F148 Sch. 23 para. 16 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), Sch. 1 Pt. I (with s. 5, Sch. 3)

F149 17

Textual Amendments
F149 Sch. 23 para. 17 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), Sch. 1 Pt. I (with s. 5, Sch. 3)

F150 18

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

Textual Amendments

F150 [Sch. 23 para. 18](#) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

^{F151}19

Textual Amendments

F151 [Sch. 23 para. 19](#) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

^{F152}20

Textual Amendments

F152 [Sch. 23 para. 20](#) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

^{F153}21

Textual Amendments

F153 [Sch. 23 para. 21](#) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

^{F154}22

Textual Amendments

F154 [Sch. 23 para. 22](#) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

^{F155}23

Textual Amendments

F155 [Sch. 23 para. 23](#) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

^{F156}24

Textual Amendments

F156 [Sch. 23 para. 24](#) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

^{F157}25

Textual Amendments

F157 [Sch. 23 para. 25](#) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

^{F158}26

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

Textual Amendments

F158 Sch. 23 para. 26 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

F159 27

Textual Amendments

F159 Sch. 23 para. 27 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

F160 28

Textual Amendments

F160 Sch. 23 para. 28 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

F161 29

Textual Amendments

F161 Sch. 23 para. 29 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

F162 30

Textual Amendments

F162 Sch. 23 para. 30 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

F163 31

Textual Amendments

F163 Sch. 23 para. 31 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

F164 32

Textual Amendments

F164 Sch. 23 para. 32 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

F165 33

Textual Amendments

F165 Sch. 23 para. 33 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

F166 34

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

Textual Amendments

F166 Sch. 23 para. 34 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

X20 SCHEDULE 24

Sections 186, 187, 188.

AMENDMENT OF ENACTMENTS RELATING TO LICENSING, ETC.

Editorial Information

X20 The text of Schs. 9, 12, 13, 14, 15, 17(2)–(64), 18, 23, 24, 25, 27 Pt. II, 28, 29 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

PART I

F167 1—
24.

Textual Amendments

F167 Sch. 24 Pt. I repealed by Licensing (Scotland) Act 1976 (c. 66), **Sch. 8**

PART II

BETTING, GAMING AND LOTTERIES

The ^{M58} *Betting, Gaming and Lotteries Act 1963*

Marginal Citations

M58 1963 c. 2.

- 25 (1) In Schedule 1 (Bookmaker’s Permits, betting agency Permits and betting office licences), in paragraph 1(b) the words “ or 2 ” shall cease to have effect.
- (2) In paragraph 2 of that Schedule, in the definition of “appropriate local authority” for sub-paragraph (b), there shall be substituted the following sub-paragraph—
- “(b) in Scotland,
- (i) where the relevant premises are, or are to be, situated in an islands area, the council for that area;
 - (ii) in any other case, the council for the district within whose area the relevant premises are, or are to be, situated;”.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

26 In Schedule 2 (Registered pool promoters), in paragraph 1(1)(b), for the words “any county or large burgh” there shall be substituted the words “ an islands area or district ”; and paragraph 1(2), (3), (4) and (6) and paragraphs 2 and 3 shall cease to have effect.

27 (1) In Schedule 3 (Licensing of tracks for betting), in paragraph 1 for the words “Paragraphs 1, 2 and 3” there shall be substituted the words “ Paragraph 1 ”, in head (b) of that paragraph for the words “those paragraphs” there shall be substituted the words “ that paragraph ”, and in head (b) of paragraph 2 the words “ or committee ” shall cease to have effect.

(2) In paragraph 5(2)(b) of that Schedule, for sub-heads (i) and (ii), there shall be substituted the following—

“(i) the council of any islands area or district within which the track or any part thereof is situated; and

(ii) the general planning authority or district planning authority for any area which includes the track or any part thereof;”;

and at the end of sub-paragraph (2) there shall be inserted the following words “ and for the purposes of this and the next succeeding paragraph “general planning authority” and “district planning authority” have the meanings conferred on them by section 172 of the Local Government (Scotland) Act 1973. ”.

(3) For paragraph 6(3) of that Schedule there shall be substituted the following sub-paragraph—

“(3) The authorities referred to in sub-paragraph (1)(e) of this paragraph are—

(a) the general planning authority or district planning authority for any area which includes the track or any part thereof;

(b) the council of any region (not being a general planning authority) which includes the track or any part thereof;

(c) any other local authority whose area adjoins any district which includes the track or any part thereof,

where that authority or council are not the licensing authority.”

F168 28,
29.

Textual Amendments
F168 Sch. 24 Pt. II paras. 28, 29 repealed by Lotteries and Amusements Act 1976 (c. 32), Sch. 5

The ^{M59}Gaming Act 1968

Marginal Citations
M59 1968 c. 65.

30 In section 44(3) (local authority not to maintain or contribute to premises licensed under Part II), for the words “a county council, town council” there shall be substituted the words “ a regional council, islands council ”.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

- 31 In Schedule 2 (Grant, renewal, cancellation and transfer of licences), in paragraph 2(2), in the definition of “the appropriate local authority”, for paragraph (b) there shall be substituted the following—
- “(b) in Scotland,
- (i) where the relevant premises are, or are to be, situated in an islands area, the council for that area;
- (ii) in any other case, the council for the district within whose area the relevant premises are, or are to be, situated;”.
- 32 In Schedule 9 (Permits under section 34), in paragraph 1(d), for the words from “where” to “county” there shall be substituted the words “ means the council of the islands area or district ”; and paragraph 2 shall cease to have effect.

PART III

MISCELLANEOUS LICENSING, REGISTRATION AND RELATED MATTERS

F169 33

Textual Amendments

F169 Sch. 24 para. 33 repealed by Cinemas Act 1985 (c. 13, SIF 45A), s. 24(2), Sch. 3

The ^{M60}Performing Animals (Regulation) Act 1925

Marginal Citations

M60 1925 c. 38.

- 34 In section 6(a)(definition of local authority), for the words “a county council or a town council”; there shall be substituted the words “ an islands or district council ” and the words from “ and any expenses ” onwards shall cease to have effect.

F170 35

Textual Amendments

F170 Sch. 24 Pt. III para. 35 repealed by Local Government (Miscellaneous Provisions) Act 1982 (c. 30), Sch. 7 Pt. IV

The ^{M61}Methylated Spirits (Sale by Retail) (Scotland) Act 1937

Marginal Citations

M61 1937 c. 48.

36 F171

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

Textual Amendments

F171 [Sch. 24 para. 36](#) repealed (1.9.2009 at 5.00 a.m.) by [Licensing \(Scotland\) Act 2005 \(asp 16\)](#), ss. 149, 150, [Sch. 7](#) (with s. 143); S.S.I. 2007/472, [art. 3](#)

The ^{M62}House to House Collections Act 1939

Marginal Citations

M62 [1939 c. 44](#).

37 In section 10 (application to Scotland), for paragraph (a) there shall be substituted the following paragraph:—

“(a) sections 1, 2 and 4 shall apply as if for references to the police authority for the police area comprising a locality and to the chief officer of police of such an area there were substituted respectively references to the islands or district council for the area comprising a locality and to the proper officer of such a council;”

and paragraph (e) shall cease to have effect.

The ^{M63}War Charities Act 1940

Marginal Citations

M63 [1940 c. 31](#).

38 In section 12 (application to Scotland), for paragraph (e) there shall be substituted the following paragraph:—

“(e) section 7 shall apply as if for the words in subsection (1), “a police authority”, there were substituted the words “ a regional or islands council ” and for the words “the authority” there were substituted the words “ the council ”; and as if for the words in subsection (2) “chief officer of police for the police area” there were substituted the words “ proper officer of the council of the region or islands area ”;”

and in paragraph (g) for the words “county or town council” there shall be substituted the words “ regional or islands council ”.

The ^{M64}Pet Animals Act 1951

Marginal Citations

M64 [1951 c. 35](#).

39 In section 7(3), in the definition of “local authority”, for the words “county or burgh” there shall be substituted the words “ islands area or district ”.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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 ^{M65}Hypnotism Act 1952

Marginal Citations

M65 1952 c. 46.

- 40 In section 2(4)(b) (meaning of controlling authority), for the words “the council of the county or burgh” there shall be substituted the words “ the islands or district council for the area ”.

The ^{M66}Animal Boarding Establishments Act 1963

Marginal Citations

M66 1963 c. 43.

- 41 In section 5(2) (interpretation), in the definition of “local authority”, for the words “county or burgh” there shall be substituted the words “ islands area or district ”.

The ^{M67}Riding Establishments Act 1964

Marginal Citations

M67 1964 c. 70.

- 42 In section 6(4), in the definition of “local authority”, for the words “county or any burgh” there shall be substituted the words “ islands area or district ”.

The ^{M68}Local Government (Scotland) Act 1966

Marginal Citations

M68 1966 c. 51.

- 43 In section 44 (game licences), for the words “local authorities” in both places where they occur, there shall be substituted the words “ islands and district councils ”.

^{M69}Sale of Venison (Scotland) Act 1968

Marginal Citations

M69 1968 c. 38.

- 44 In section 3 (interpretation), for the definition of “local authority”, there shall be substituted the following definition—

““local authority” means an islands or district council;”.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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 ^{M70}Theatres Act 1968

Marginal Citations

M70 1968 c. 54.

- 45 In section 15(1) (powers of entry), the words from “ and in relation ” onwards shall cease to have effect, and in section 18(1) (interpretation), in the definition of “licensing authority”, in paragraph (c), for the words from “as respects” onwards there shall be substituted the words “ the islands or district council. ”.

The ^{M71}Vehicle and Driving Licences Act 1969

Marginal Citations

M71 1969 c. 27.

F172 46

Textual Amendments

F172 Sch. 24 para. 46 repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. XV Group 1

The ^{M72}Poisons Act 1972

Marginal Citations

M72 1972 c. 66.

- 47 In section 11(2), in the definition of “local authority”, for paragraph (b) there shall be substituted the following paragraph—
“(b) in relation to Scotland, the council of a region or islands area;”.

^{X21}SCHEDULE 25

Section 209.

RELAXATION OF CONTROLS

Editorial Information

X21 The text of Schs. 9, 12, 13, 14, 15, 17(2)–(64), 18, 23, 24, 25, 27 Pt. II, 28, 29 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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 ^{M73}Roads and Bridges (Scotland) Amendment Act 1892

Marginal Citations

M73 [1892 c. 12.](#)

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

The ^{M74}Burgh Police (Scotland) Act 1892

Marginal Citations

M74 [1892 c. 55.](#)

- 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 ^{M75}Burgh Police (Scotland) Act 1903

Marginal Citations

M75 [1903 c. 33.](#)

- 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 ^{M76}Milk and Dairies (Scotland) Act 1914

Marginal Citations

M76 [1914 c. 46.](#)

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

The ^{M77}Performing Animals (Regulation) Act 1925

Marginal Citations

M77 [1925 c. 38.](#)

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

- 7 In section I (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—

“(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 ^{M78}Roads Improvement Act 1925

Marginal Citations

M78 1925 c. 68.

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

The ^{M79}Slaughter of Animals (Scotland) Act 1928

Marginal Citations

M79 1928 c. 29.

- 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 ^{M80}Bridges Act 1929

Marginal Citations

M80 1929 c. 33.

- 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.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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 ^{M81}Road Traffic Act 1930

Marginal Citations

M81 1930 c. 43.

- 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.

^{F173}15

Textual Amendments

F173 Sch. 25 para. 15 repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. VII**

The ^{M82}Harbours, Piers and Ferries (Scotland) Act 1937

Marginal Citations

M82 1937 c. 28.

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

The ^{M83}Methylated Spirits (Sale by Retail) (Scotland) Act 1937

Marginal Citations

M83 1937 c. 48.

17 ^{F174}

Textual Amendments

F174 Sch. 25 para. 17 repealed (1.9.2009 at 5.00 a.m.) by Licensing (Scotland) Act 2005 (asp 16), ss. 149, 150, **Sch. 7** (with s. 143); S.S.I. 2007/472, **art. 3**

^{F175}18—

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

Textual Amendments

F175 Sch. 25 paras. 18–23 repealed by Water (Scotland) Act 1980 (c. 45), **Sch. 11**

^{F176}24

Textual Amendments

F176 Sch. 25 para. 24 repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. IV**

The ^{M84}Highways (Provision of Cattle-Grids) Act 1950

Marginal Citations

M84 1950 c. 24.

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 ^{M85}Pet Animals Act 1951

Marginal Citations

M85 1951 c. 35.

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

The ^{M86}Food and Drugs (Scotland) Act 1956

Marginal Citations

M86 1956 c. 30.

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.

^{F177}29—

31.

Textual Amendments

F177 Sch. 25 paras. 29, 30, 31 repealed by Weights and Measures Act 1985 (c. 72, SIF 131), s. 98, **Sch. 13 Pt. I**

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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 ^{M87}Animal Boarding Establishments Act 1963

Marginal Citations

M87 1963 c. 43.

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

The ^{M88}Riding Establishments Act 1964

Marginal Citations

M88 1964 c. 70.

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 ”.

^{F178}34—
38.

Textual Amendments

F178 Sch. 25 paras. 34–38 repealed by Road Traffic Regulation Act 1984 (c. 27, SIF 107:1) s. 146, Sch. 14

^{F179}39
38.

Textual Amendments

F179 Sch. 25 para. 39 repealed by Water (Scotland) Act 1980 (c. 45), Sch. 11

The ^{M89}Countryside (Scotland) Act 1967

Marginal Citations

M89 1967 c. 86.

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.

The ^{M90}Social Work (Scotland) Act 1968

Marginal Citations

M90 1968 c. 49.

^{F180}41
41.

Status: Point in time view as at 06/04/2011.

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Textual Amendments

F180 Sch. 25 para. 41 repealed (1.4.1997) by 1995 c. 36, s. 105(4)(5), Sch. 4 para. 22(3), Sch. 5 (with s. 103(1)); S.I. 1996/3201, art. 3(7)

The ^{M91}Transport Act 1968

Marginal Citations

M91 1968 c. 73.

- 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 ^{M92}Town and Country Planning (Scotland) Act 1972 .

Marginal Citations

M92 1972 c. 52

- 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.

X22 SCHEDULE 26

Section 213.

AMENDMENTS OF THE ^{M93}TWEED FISHERIES ACT 1969

Editorial Information

X22 The text of ss. 130(3), 132(2), 134(2), 135(10), 138(2), 146(2)–(9), 147(2)(6)(7)(8), 155(2)(3)(5)(6)(7), 156(2)(3), 166(2), 170(2), 175, 184, 213(3), 237(1), Schs. 16, 19, 21 paras. 2–12 and Sch. 26 is in the

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M93 1969 c. xxiv.

- 1 Section 3 shall cease to have effect.
- 2 In section 5—
 - (a) in subsection (1), for the words “the appointed day”, in both places where they occur, there shall be substituted the words “ 16th May 1975 ”;
 - (b) in subsection (2), the words from “ but ” onwards shall cease to have effect;
 - (c) after subsection (2) there shall be inserted the following subsections—
 - “(2A) The representatives appointed as commissioners by a local authority shall be persons appearing to the local authority to be persons sufficiently representing the interests of those respective parts of the area of that local authority as are specified in column 3 of Schedule 1 to this Act, and the number of persons appointed in respect of each part so specified shall be in accordance with the respective numbers specified in column 4 of the said Schedule 1.
 - (2B) Of the representatives appointed in respect of each specified part of the area of a local authority, the respective number specified in column 5 of the said Schedule I shall be persons appearing to the local authority to be persons sufficiently representing the interests of freshwater fishing associations or clubs within that part.”
- 3 In section 6(2)(a), before the word “burgh” there shall be inserted the word “ former ”.
- 4 In section 7(3), before the word “burgh” there shall be inserted the word “ former ”.
- 5 For Schedule 1 there shall be substituted the following Schedule—

“SCHEDULE 1

REPRESENTATIVE COMMISSIONERS

Local Authority	Number of Representatives	Part of Local Authority Area represented	Number of Representatives for each part of Local Authority Area	Number of Representatives of associations or clubs
1	2	3	4	5
District Council of Berwickshire.	9	Former Burgh of Coldstream.	2	1
		Former Burgh of Duns.	2	1

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		Former Burgh of Eyemouth.	2	1
		Remainder of the Council's area.	3	2
District Council of Roxburgh.	9	Former Burgh of Jedburgh.	2	1
		Former Burgh of Kelso	2	1
		Former Burgh of Hawick	2	1
		Remainder of the Council's area.	3	2
District Council of Ettrick and Lauderdale.	11	Former Burgh of Selkirk	2	1
		Former Burgh of Lauder	2	1
		Former Burgh of Galashiels.	2	1
		Former Burgh of Melrose	2	1
		Remainder of the Council's area	3	2
District Council of Tweeddale.	5	Former Burgh of Peebles	2	1
		Former Burgh of Innerleithen.	2	1
		Remainder of the Council's area.	1	
Berwick on Tweed District Council.	9	Former Borough of Berwick-upon-Tweed.	2	1
		The rural district of Norham and Islandshires.	2	1

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The rural district of Glendale.	4	3
The remainder of the River Tweed catchment area within the County of Northumberland.	1”	

SCHEDULE 27

Section 214.

ADAPTATION AND AMENDMENT OF ENACTMENTS

PART I

GENERAL ADAPTATION OF ENACTMENTS

- 1 (1) This paragraph applies to any enactment passed before, or during the same session as, this Act, and any instrument made before this Act under any enactment.
- (2) Any reference in any such enactment, including the 1947 Act, or instrument to a local authority within the meaning of the 1947 Act shall be construed as a reference to a local authority within the meaning of this Act.
- (3) Any reference in any such enactment or instrument to a sheriff clerk of a county, however expressed, shall be construed as a reference to the sheriff clerk of the sheriff court district concerned.
- 2 (1) Subject to sub-paragraph (2) below, in any enactment or instrument to which paragraph 1 above applies any reference to a specified officer of a local authority shall be construed as a reference to the proper officer of a local authority.
- (2) Sub-paragraph (1) above shall not apply in any case—
- (a) to a reference to a specified officer of a local authority in an enactment mentioned in section 64(5) of this Act or any other enactment referring to an officer specified in such a reference; or
- (b) to a reference in any enactment to an assessor or depute assessor appointed under section 116 of this Act.

Status: Point in time view as at 06/04/2011.

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X23 PART II

MINOR AND CONSEQUENTIAL AMENDMENTS

Editorial Information

X23 The text of Schs. 9, 12, 13, 14, 15, 17(2)–(64), 18, 23, 24, 25, 27 Pt. II, 28, 29 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

The ^{M94}Jury Trials (Scotland) Act 1815

Marginal Citations

M94 1815 c. 42.

- 1 In section 20 (summoning of jurors), for the words “county, city, town or place” there shall be substituted the words “ sheriff court district ”, and for the words “counties, cities, towns or places” there shall be substituted the words “ sheriff court districts ”.

The ^{M95}Riotous Assemblies (Scotland) Act 1822

Marginal Citations

M95 1822 c. 33.

- 2 In section 10 (compensation for damage by riot), for the words “town clerk of the city or burgh within which” there shall be substituted the words “ regional or islands council within whose area ”; and the words from “ or the clerk of supply ” to “ city or burgh ”, where they occur second, shall cease to have effect; and for the words from “the justices” onwards there shall be substituted the words “ any competent court in Scotland ”.

The ^{M96}Jurors (Scotland) Act 1825

Marginal Citations

M96 1825 c. 22.

- 3 In section I (qualification of jurors), the words “ in any county ” shall cease to have effect, and for the words “county or shire, city or place” there shall be substituted the words “ sheriff court district ”.
- 4 For section 3 (rolls of jurors) there shall be substituted the following section:—

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“3 General jury book.

The sheriff principal of each sheriffdom shall, in respect of each sheriff court district in his sheriffdom, maintain a book, known as “the general jury book”, containing the names and designations of persons within the district who are qualified and liable to serve as jurors, and that book shall be kept in the sheriff clerk’s office for the district and shall be open on all lawful days to the inspection of any person”.

5 For section 7 (jurors for trials in Edinburgh) there shall be substituted the following section:—

“7 Jurors for High Court and Court of Session trials in Edinburgh.

The High Court of Justiciary and the Court of Session may, by Act of Adjournal or Act of Sederunt, as the case may be, specify the areas from which and the proportions in which jurors are to be summoned for trials in those courts to be held in Edinburgh, and for any such trial the sheriff principal of the sheriffdom in which the trial is to take place shall requisition the required number of jurors from the areas and in the proportions so specified”.

F181 6, 7.

Textual Amendments

F181 Sch. 27 Pt. II paras. 6, 7 repealed by Criminal Procedure (Scotland) Act 1975 (c. 21), Sch. 10 Pt. I

8 In section 10 (order in which names of jurors to be taken), for the words “counties and” there shall be substituted the words “ sheriff court ”, and for the word “counties” there shall be substituted the words “ sheriff court districts ”.

The ^{M97}Court of Session Act 1868

Marginal Citations

M97 1868 c. 100

9 In section 45 (mode of returning jurors), for the words from “of Edinburgh” to “counties” there shall be substituted the word “ principal ”.

The ^{M98}Explosives Act 1875

Marginal Citations

M98 1875 c. 17.

10 In section 110 (local authority), for paragraph 1 there shall be substituted the following paragraph—

“(1) A regional or islands council; and”.

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11 In section 111 (expenses of local authority), for paragraph (a) there shall be substituted the following paragraph—

“(a) The regional or general rate, as the case may be; and”

The ^{M99}Militia Act 1882

Marginal Citations

M99 1882 c. 49.

12 In section 34(2) (gazetting of commissioners), for the words “county rate” there shall be substituted the words “ regional or general rate ”.

^{F182}13,

14.

Textual Amendments

F182 Sch. 27 paras. 13, 14, 49 repealed by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(3)(4), Sch. 17 para. 35(1), **Sch. 18**

^{F183}15

Textual Amendments

F183 Sch. 27 Pt. II para. 15 repealed by Criminal Procedure (Scotland) Act 1975 (c. 21), **Sch. 10 Pt. I**

The ^{M100}Allotments (Scotland) Act 1892

Marginal Citations

M100 1892 c. 54.

16 In section 2(1) (duty to acquire land for allotments), the following amendments shall be made—

- (a) for the words from “the case of a burgh” to “that parish” there shall be substituted the words “ their area ”;
- (b) for the words “the burgh or parish” there shall be substituted the words “ the area ”;
- (c) for the words “such burgh or in such parish” there shall be substituted the words “ their area ”;
- (d) for the words “the said burgh or the said parish” there shall be substituted the words “ their area ”;
- (e) for the words “the said burgh or parish” there shall be substituted the words “ their area ”.

17 In section 6(2) (management of allotments), for the words “the burgh or parish” there shall be substituted the words “ their area ”.

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- 18 In section 8(2) (recovery of rent), for the words from “the burgh” to “provided” there shall be substituted the words “ their area ” and for the words “the burgh or parish” (in both places where they subsequently occur) there shall be substituted the words “ their area ”.
- 19 In section 14 (register of tenancies), for the words “the burgh or the parish” there shall be substituted the words “ their area ”, for the words “such burgh or parish” there shall be substituted the words “ such area ” and for the words “burgh or parish” (where last occurring) there shall be substituted the word “ area ”.
- 20 In section 16 (definitions), in the definition of “local authority”, for the words from “in” (where first occurring) onwards there shall be substituted the words “ an islands or a district council ”.

The ^{M101}Local Government (Scotland) Act 1894

Marginal Citations

[M101 1894 c. 58.](#)

- 21 Sections 3 to 25 shall cease to have effect.
- 22 Sections 42 to 48 shall cease to have effect.
- 23 In section 54, the definitions of “ police burgh ”, “ Public Health Acts ”, “ Education Acts ”, and “ burgh ” shall cease to have effect.

The ^{M102}Merchant Shipping Act 1894

Marginal Citations

[M102 1894 C. 60](#)

- 24 In section 515 (liability of locality for compensation for plundered vessel), for the words “inhabitants of the county, city or borough” there shall be substituted the words “ council of the region or islands area ”.
- 25 In section 668 (Commissioners of Northern Lights), the following amendments shall be made—
- (a) in subsection (1)(b), for the words “provosts of Inverness and Campbeltown” there shall be substituted the word “ chairmen of the Inverness and Argyll district Councils ”;
 - (b) in subsection (3), for the words from “provost” to “near” there shall be substituted the words “ chairman of any district council which include in their area ”.

The ^{M103}Public Health (Scotland) Act 1897

Marginal Citations

[M103 1897 c. 38.](#)

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26 F184

Textual Amendments
F184 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, **art. 2(a)**, Sch. 1

27 F185

Textual Amendments
F185 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, **art. 2(a)**, Sch. 1

28 F186

Textual Amendments
F186 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, **art. 2(a)**, Sch. 1

29 F187

Textual Amendments
F187 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, **art. 2(a)**, Sch. 1

F188³⁰

Textual Amendments
F188 Sch. 27 para. 30 repealed (1.4.1996) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3(xiii)**

F189³¹

Textual Amendments
F189 Sch. 27 para. 31 repealed (1.4.1996) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3(xiii)**

F190³²

Textual Amendments
F190 Sch. 27 para. 32 repealed (1.4.1996) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3(xiii)**

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33 F191

Textual Amendments

F191 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, **Sch. 3 Pt. 1** (with s. 127)

34 F192

Textual Amendments

F192 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, **art. 2(a)**, Sch. 1

35 F193

Textual Amendments

F193 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, **art. 2(a)**, Sch. 1

36 F194

Textual Amendments

F194 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, **art. 2(a)**, Sch. 1

F195³⁷

Textual Amendments

F195 Sch. 27 para. 37 repealed (1.4.1996) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3(xiii)**

F196³⁸

Textual Amendments

F196 Sch. 27 para. 38 repealed (1.4.1996) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3(xiii)**

39 F197

Textual Amendments

F197 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, **art. 2(a)**, Sch. 1

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40 F198

Textual Amendments
F198 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, art. 2(a), Sch. 1

41 F199

Textual Amendments
F199 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, art. 2(a), Sch. 1

42 F200

Textual Amendments
F200 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2010) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, art. 2(a), Sch. 1

43 F201

Textual Amendments
F201 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, art. 2(a), Sch. 1

44 F202

Textual Amendments
F202 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, art. 2(a), Sch. 1

45 F203

Textual Amendments
F203 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, art. 2(a), Sch. 1

46 F204

Textual Amendments
F204 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, art. 2(a), Sch. 1

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47 F205

Textual Amendments

F205 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, art. 2(a), Sch. 1

48 F206

Textual Amendments

F206 Sch. 27 paras. 26-29, 33-36, 39-48 repealed (1.10.2009) by Public Health etc (Scotland) Act 2008 (asp 5), ss. 126, 128, Sch. 3 Pt. 1 (with s. 127); S.S.I. 2009/319, art. 2(a), Sch. 1

F207 49

Textual Amendments

F207 Sch. 27 paras. 13, 14, 49 repealed by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(3)(4), Sch. 17 para. 35(1), Sch. 18

F208 50

Textual Amendments

F208 Sch. 27 para. 50 repealed by Consumer Protection Act 1987 (c. 43, SIF 109:1), s. 48(3), Sch. 5

The^{M104}Milk and Dairies (Scotland) Act 1914

Marginal Citations

M104 1914 c. 46.

51 In section 2 (definitions), at the end there shall be added the following definition—

““local authority” means an islands or district council”.

52 In section 31(1) (repeal), for the word “burgh” there shall be substituted the word “area” and for the words from “authorities” onwards there shall be substituted the words “authority concerned”.

The^{M105}Police, Factories &c. (Miscellaneous Provisions) Act 1916

Marginal Citations

M105 1916 c. 13.

53 In section 5(3) (byelaws as to street collections), for the words from the beginning to “include a” there shall be substituted the words “An islands or district council

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shall have ” and for the words “the county” there shall be substituted the words “their area ”.

The ^{M106}Land Settlement (Scotland) Act 1919

Marginal Citations

M106 1919 c. 97.

54 In section 18(2) (powers regarding allotments), for the words “town councils” and “town council” there shall be substituted respectively the words “ local authorities ” and “ local authority ”.

F209 55

Textual Amendments

F209 Sch. 27 paras. 55, 68, 87, 129–131 repealed by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(3)(4), Sch. 17 para. 35(1), **Sch. 18**

The ^{M107}Celluloid and Cinematograph Film Act 1922

Marginal Citations

M107 1922 c. 52.

56 In section 10(1) (application to Scotland), in the definition of “Local authority” for the words “county or burgh” there shall be substituted the words “ region or islands area ”.

57 In section 11(2), after the word “the” there shall be inserted the words “ area of the former ”.

The ^{M108}Allotments (Scotland) Act 1922

Marginal Citations

M108 1922 c. 52.

58 In section 7 (common pasture), for the words “the burgh or parish” (wherever they occur) there shall be substituted the words “ their area ”.

59 In section 10(1) (powers of entry), for the words “town council or parish council” there shall be substituted the words “ local authority ”.

60 in section 19(1) (interpretation), in the definition of “local authority”, for the words “a town council or parish” there shall be substituted the words “ an islands area or a district ”.

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The ^{M109}Milk and Dairies (Amendment) Act 1922

Marginal Citations

M109 1922 c. 54.

61 In section 2 (refusal of registration), at the end there shall be added the following subsection—

“(4) In this section “local authority” means an islands or district council.”

62 In section 14(f) (application to Scotland), for the words from “this Act”, where second occurring, onwards there shall be substituted the words “ section 3 of this Act shall be enforced by islands or district councils ”.

The ^{M110}Church of Scotland (Properly and Endowments) Act 1925

Marginal Citations

M110 1925 c. 33.

63 In section 22 (burgh churches)—

(a) after subsection (2), there shall be inserted the following subsection—

“(2A) References in any scheme made under this section of this Act and in subsection (2) above to the magistrates or the town council of a burgh and to the burgh within which a burgh church is situated shall, on and after 16th May 1975, be construed respectively as references to the council of the district and to the district within which that burgh church is situated.”;

(b) in subsection (3), for the words “town council of the burgh” there shall be substituted the words “ council of the district ” and for the words “town council”, where second occurring, there shall be substituted the words “ district council ”;

(c) in subsection (4)—

(i) before the word “burgh”, where second, third and fourth occurring, there shall be inserted the word “ former ”;

(ii) the words “ continue to ” shall cease to have effect;

(iii) for the words “town councils of the said burghs” there shall be substituted the words “ councils of the districts in which these churchyards are situated ”.

64 In section 26 (transfer of parish churches etc.), for the word “parish” there shall be substituted the word “ district ”.

65 In section 28(4) (transfer of rights in parish churches etc.), for the words “town councils in their capacity as town” there shall be substituted the words “ islands and district ”.

66 In section 32 (transfer of parish churchyards)—

(a) for the words “parish council”, wherever occurring, there shall be substituted the words “ islands or district council ”;

(b) subsection (3) shall cease to have effect;

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(c) in subsection (4), the words “ or other local authority ”, in each place where they occur, shall cease to have effect.

67 In section 33 (preservation of monuments etc.), for the words “parish council”, in both places where they occur, there shall be substituted the words “ islands or district council ”.

F210 68

Textual Amendments

F210 Sch. 27 paras. 55, 68, 87, 129–131 repealed by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(3)(4), Sch. 17 para. 35(1), **Sch. 18**

The ^{M111}Agricultural Produce (Grading and Marking) Act 1928

Marginal Citations

M111 1928 c. 19.

69 In section 8 (application to Scotland), for the words from “town” to “borough” there shall be substituted the words “ region or islands area shall be substituted for references to a county ”.

The ^{M112}Slaughter of Animals (Scotland) Act 1928

Marginal Citations

M112 1928 c. 29.

70 In section 7 (definitions), at the end there shall be added the following definition—
 “(e) “local authority” means an islands or district council”.

The ^{M113}Petroleum (Consolidation) Act 1928

Marginal Citations

M113 1928 c. 32.

71 In section 24(1) (application to Scotland), for paragraphs (a) and (b) there shall be substituted the following paragraphs—
 “(a) in a region, the regional council;
 (b) in an islands area, the islands council.”.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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^{M114}Local Government (Scotland) Act 1929

Marginal Citations

M114 1929 c. 25.

- 72 Sections 1 to 3, 5, 6, 10, 11, 18, 24 and 26 shall cease to have effect.
- 73 In section 29, for the words from “county council” to “large burgh” there shall be substituted the words “ regional, islands or district council ”.
- 74 Sections 34, 41, 49(3) and (4), 50 to 52 and 76 shall cease to have effect.
- 75 In section 77, the following amendments shall be made—
- (a) subsection (1), other than the definitions of “Agricultural Lands and Heritages”, “Industrial Lands and Heritages”, “Freight Transport Lands and Heritages”, “Industrial Purposes” and “Freight Transport Purposes”, “Functions”, “Rate”, “Rating Authority” and “Water Rate”, and subsections (2) and (3) and (5) to (8) shall cease to have effect; and
 - (b) in the said subsection (1), in the said definition of “Rating Authority”, for the words from “means, as respects” to “town council” there shall be substituted the words “ shall have the meaning assigned to it by section 109 of the Local Government (Scotland) Act 1973 ”.
- 76 Section 79 and Schedules 1, 2 and 5 shall cease to have effect.

The^{M115}Reservoirs (Safety Provisions) Act 1930

Marginal Citations

M115 1930 c. 51.

- 77 In section 11 (application to Scotland), for any reference to a town council or a county council there shall be substituted a reference to an islands or district council.

The^{M116}Agricultural Land (Utilisation) Act 1931

Marginal Citations

M116 1931 c. 41.

F21178

Textual Amendments

F211 Sch. 27 Pt. II para. 78 repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt.III

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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 ^{M117}Church of Scotland (Property and Endowments) Amendment Act 1933

Marginal Citations

M117 1933 c. 34.

- 79 In section 2(2) (transfer of certain churchyards)—
- (a) for the words “county or burgh” there shall be substituted the words “islands area or district”;
 - (b) the words from “ or, in the case ” onwards shall cease to have effect.

The ^{M118}Private Legislation Procedure (Scotland) Act 1936

Marginal Citations

M118 1936 c. 52.

- 80 In section 11(6) (powers of county council and town council to report to Commissioners), for the words “county council or town council” there shall be substituted the words “ regional, islands or district council ”.

The ^{M119}Children and Young Persons (Scotland) Act 1937

Marginal Citations

M119 1937 c. 37.

- 81 In section 110 (interpretation) the following amendments shall be made—
- (a) in subsection (1), for the definition of “Local authority” there shall be substituted the following definition—

““Local authority” means a regional or islands council.”,

 and the definition of “ Large burgh ” shall cease to have effect, and
 - (b) subsection (2) shall cease to have effect.

The ^{M120}Air-Raid Precautions Act 1937

Marginal Citations

M120 1937 c. 37.

- 82 In section 13 (application to Scotland) the following amendments shall be made—
- (a) in subsection (2), for the words from “for any reference to a county borough” to the end there shall be substituted the words “ and for any reference to a county there shall be substituted a reference to a region or islands area ”;
 - (b) in subsection (3), for the words “county and town” there shall be substituted the words “ islands and district ”;

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

- (c) in subsection (4), for the word “county” where it first occurs and the words “county (including any small burgh therein)” there shall be substituted respectively the words “ regional ” and “ region ” and the words from “ and, as regards ” to the end shall cease to have effect;
- (d) in subsection (6), for the words from “includes” to the end there shall be substituted the words “ means a regional, islands or district council ”.
- (e) subsections (9), (10) and (12) shall cease to have effect.

The ^{M121}Civil Defence Act 1939

Marginal Citations

M121 1939 c. 31.

83 In section 91 (application to Scotland) the following amendments shall be made—

- (a) in subsection (2)(a), in the substituted section 11(1), for the words “county or town” there shall be substituted the words “ a regional or islands ”, and for the substituted section 11(2) there shall be substituted the following subsection:—

“(2) The council of a district shall before exercising any function under this Part of this Act consult with the council of the region within which that district is situated.”;

- (b) in subsection (2)(b), for the words from “the council” to “situated” there shall be substituted the words “ an islands or district council ” and in the proviso for the words from “includes” to the end there shall be substituted the words “ means a regional, islands or district council ”;
- (c) in subsection (2)(c), for the words from “the expression” to the end there shall be substituted the words “ other than in section 33 the expression “local authority” means an islands or district council ”.
- (d) for subsection (23) there shall be substituted the following subsection:—

“(23) in section 64(1), for the words from the beginning to “district” there shall be substituted the words “ Any regional, islands or district council ””;

- (e) in subsection (26), for the words “small burgh” where they first occur and the words “council of the small burgh to the county” there shall be substituted respectively the word “ district ” and the words “ district council to the regional ” and at the end there shall be added the words “ and for any reference to a county or a county council there shall be substituted respectively a reference to a region or a regional council ”;
- (f) in subsection (27), for the words “small burgh” where they first occur there shall be substituted the word “ district ”, in the substituted subsection (2) (a), for the words “small burgh” and “county” wherever they occur there shall be substituted respectively the words “ district ” and “ regional ” and in the substituted subsection (2)(c) for the word “county” there shall be substituted the words “ regional or islands ”;
- (g) in subsection (33) for the words “county or town council” there shall be substituted the words “ local authority ”;

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

- (h) subsection (2)(d), (e) and (f), in subsection (3) the definitions of “ large burgh ” and “ small burgh ” and subsections “ (15) ”, “ (18) ”, “ (19) ”, “ (25) ” and “ (31) ” shall cease to have effect.

The ^{M122}Public Health (Scotland) Act 1945

Marginal Citations
M122 1945 c. 15.

- 84 In section 1(8) (interpretation), for the definition of “local authority” there shall be substituted the following definition—
“the expression “local authority” means an islands or district council”.

The ^{M123}Civic Restaurants Act 1947

Marginal Citations
M123 1947 c. 22.

- 85 In section 1(1)(c) (power to establish restaurants), for the words “a county or town council” there shall be substituted the words “ an islands area or district council ”.
- 86 In section 4(3) (interpretation), for the words “a county, town” there shall be substituted the words “ an islands area ”.
- F21287

Textual Amendments
F212 Sch. 27 paras. 55, 68, 87, 129–131 repealed by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(3)(4), Sch. 17 para. 35(1), Sch. 18

The ^{M124}Local Government Act 1948

Marginal Citations
M124 1948 c. 5.

- 88 In section 133(3)(i) (war memorials) for the words “sections two and” there shall be substituted the word “ section ”.

The ^{M125}National Assistance Act 1948

Marginal Citations
M125 1948 c. 29.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

89 In section 33(1) (local authorities for certain purposes of the Act), for the words “the council of a county or of a large burgh in Scotland.” there shall be substituted the words “ a regional or islands council in Scotland. ”.

F21390

Textual Amendments

F213 Sch. 27 para. 90 repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. X Group 1

91 In section 47(12) (removal of persons in need of care), for the words “counties and large burghs” there shall be substituted the words “ regions and islands areas ”.

92 In section 48(4) (temporary protection for property of hospitalised persons), for the words “county”, where first occurring, and “large burgh” there shall be substituted respectively the words “ region ” and “ islands area ”.

93 In section 50(2) (burial etc. of dead), for the words “county and town” there shall be substituted the words “ islands and district ”.

94 In section 65(e) (application to Scotland), for the words “county or town” there shall be substituted the words “ regional or islands ”.

The ^{M126}Civil Defence Act 1948

Marginal Citations

M126 1948 c. 5.

95 In section 9(1) (interpretation), in the definition of “local authority”, for the words from “has” onwards there shall be substituted the words “ means a regional, islands or district council ”.

The ^{M127}Finance Act 1949

Marginal Citations

M127 1949 c. 47.

96 In section 15 (transfer of duties on moneylenders’ and pawnbrokers’ licences), in subsection (9), for paragraph (a) there shall be substituted the following paragraph—

“(a) the local authority shall be an islands or district council”.

F21497,

98.

Textual Amendments

F214 Sch. 27 Pt. II paras. 97, 98 repealed by Civil Aviation Act 1982 (c. 16), s. 109(3), Sch. 16

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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 ^{M128}Criminal Justice (Scotland) Act 1949

Marginal Citations

M128 1949 c. 94.

- 99 In section 78(1) (interpretation), the definitions of “ large burgh ” and “ small burgh ” shall cease to have effect.

The ^{M129}National Parks and Access to the Countryside Act 1949

Marginal Citations

M129 1949 c. 97.

- 100 In section 21(1) (nature reserves), after the word “borough” there shall be inserted the words “ or in Scotland a regional, islands or district council ”.

F215 101

Textual Amendments

F215 Sch. 27 Pt. II para. 101 repealed by [Wildlife and Countryside Act 1981 \(c. 69\)](#), **Sch. 17 Pt. I**

- 102 In section 99(2) (contributions by local authorities), for the words from “means” to the end there shall be substituted the words “ means a regional, islands or district council ”.
- 103 In section 103(7) (acquisition of land), for the words from “156” to “1947” there shall be substituted the words “ 70 of the Local Government (Scotland) Act 1973 ”.
- 104 In section 104(10) (appropriation etc. of land), for the words from “or of” onwards there shall be substituted the words “ or of sections 73 and 74 of the Local Government (Scotland) Act 1973 ”.
- 105 In section 106(4)(a) (byelaws), for the words from “1947” to “303” there shall be substituted the words “ 1973 and to sections 201 to 204 ”.

The ^{M130}Allotments (Scotland) Act 1950

Marginal Citations

M130 1950 c. 38.

- 106 In section 9(a) (restriction of obligations to provide allotments), for the words “town council of a burgh” there shall be substituted the words “ council of an islands area or a district ”.
- 107 In section 13(1)(b) (interpretation), for the words “a town council” there shall be substituted the words “ an islands council ”.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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 ^{M131}Rag Flock and Other Filling Materials Act 1951

Marginal Citations

[M131 1951 c. 63.](#)

- 108 In section 36(3) (application to Scotland), for the words “a county or town council” there shall be substituted the words “an islands or district council”.

The ^{M132}Prisons (Scotland) Act 1952

Marginal Citations

[M132 1952 c. 61.](#)

- 109 In section 7(1) (visiting committees), for the words “county and town” there shall be substituted the words “regional, islands and district”.
- 110 In section 14 (legalised police cells), the following amendments shall be made—
- (a) in subsection (1), for the words “the police authority of any county or burgh” there shall be substituted the words “a police authority”
 - (b) in subsection (2), for the words “county or burgh”, in both places where they occur, there shall be substituted the words “region or islands area”;
 - (c) in subsection (5), for the words “county or burgh” there shall be substituted the words “region or islands area”;
 - (d) in subsection (6), for the words from “County of Orkney” onwards there shall be substituted the words “islands area of Orkney or of Shetland”;
 - (e) in subsection (7), for the words from “county” onwards there shall be substituted the words “regional or islands council, except that where there is an amalgamation scheme in force under the Police ^{M133} (Scotland) Act 1967 it means a joint police committee”.

Marginal Citations

[M133 1967 c. 77.](#)

- 111 In section 16 (discharge of prisoners), for the words “county or burgh”, in both places where they occur, there shall be substituted the words “district or islands area”.

The ^{M134}Post Office Act 1953

Marginal Citations

[M134 1953 c. 36.](#)

- ^{F216}112

Status: Point in time view as at 06/04/2011.

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Textual Amendments

F216 Sch. 27 para. 112 repealed (26.3.2001) by S.I. 2001/1149, art 3(2), Sch. 2

The ^{M135}Emergency Laws (Miscellaneous Provisions) Act 1953

Marginal Citations

M135 1953 c. 47.

113 In section 5(6)(b) (letting of land), for the words “a county, town” there shall be substituted the words “ an islands ”.

^{F217}114

Textual Amendments

F217 Sch. 27 Pt. II para. 114 repealed by Reserve Forces Act 1980 (c. 9), Sch. 10 Pt. II

^{F218}115

Textual Amendments

F218 Sch. 27 Pt. II para. 115 repealed by Wildlife and Countryside Act 1981 (c. 69), Sch. 17 Pt. II

The ^{M136}Slaughterhouses Act 1954

Marginal Citations

M136 1954 c. 42.

116 In section 16 (interpretation), in the definition of “local authority”, for the words from “a county” onwards there shall be substituted the words “ an islands or district council ”.

The ^{M137}Long Leases (Scotland) Act 1954

Marginal Citations

M137 1954 c. 49.

117 In section 4(3) (refusal of grant of feu right on ground of public interest), in the definition of “local authority”, for the words from “county” onwards there shall be substituted the words “ regional, islands or district council ”.

Status: Point in time view as at 06/04/2011.

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The ^{M138}Army Act 1955

Marginal Citations

M138 1955 c. 18.

- 118 In section 214(5) (application to Scotland), for the words “county or town” there shall be substituted the words “ regional, islands or district ”.

The ^{M139}Air Force Act 1955

Marginal Citations

M139 1955 c. 19.

- 119 In section 212(5) (application to Scotland) for the words “county or town” there shall be substituted the words “ regional, islands or district ”.

The ^{M140}Crofters (Scotland) Act 1955

Marginal Citations

M140 1955 c. 21.

- 120 In section 37(1) (interpretation), in the definition of “crofting counties” after the word “the” there shall be inserted the word “ former ”.

The ^{M141}Food and Drugs (Scotland) Act 1956

Marginal Citations

M141 1956 c. 30.

- 121 In section 20 (cleaning of shell-fish), at the end there shall be added the following subsection—
“(5) In this section “local authority” means an islands or district council”.
- 122 In section 21 (cold stores), at the end there shall be added the following subsection—
“(2) In this section “local authority” means an islands or district council”.
- 123 In section 26 (administrative authorities), the following amendments shall be made—
(a) in subsection (3), for the words “county councils, town councils” there shall be substituted the words “ regional councils, islands councils, district councils ”;
(b) for subsection (4) there shall be substituted the following subsection—

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

“(4) Subject to the provisions of this Act and of the Local Government (Scotland) Act 1973, in this Act “local authority” means a regional, islands or district council.”

124 In section 27 (public analysts), at the end there shall be added the following subsection—

“(7) In this section “local authority” means a regional or islands council.”

125 In section 29(3) (analysis of samples), after the words “local authority” there shall be inserted the words “ who appointed the analyst ”.

126 In section 35(2) (quarterly reports) for the words “local authority” there shall be substituted the words “ regional and islands council ”.

The ^{M142}Agriculture (Safety, Health and Welfare Provisions) Act 1956

Marginal Citations
M142 1956 c. 49.

127 In section 25(10) (application to Scotland), in the definition of “local authority”, for the words “county or town” there shall be substituted the words “ regional, islands or district ”.

The ^{M143}Clean Air Act 1956

Marginal Citations
M143 1956 c.52.

F219 128

Textual Amendments
F219 Sch. 27 para. 128 repealed (27.8.1993) by 1993 c. 11, ss. 67(3), 68(2), Sch.6

F220 129—

131.

Textual Amendments
F220 Sch. 27 paras. 55, 68, 87, 129–131 repealed by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(3)(4), Sch. 17 para. 35(1), Sch. 18

Status: Point in time view as at 06/04/2011.

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The ^{M144}Coal-Mining (Subsidence) Act 1957

Marginal Citations

[M144 1957 c. 48.](#)

[F221 132](#)

Textual Amendments

[F221 Sch. 27 para. 132](#) repealed (30.11.1991) by [Coal Mining Subsidence Act 1991 \(c. 45, SIF 86\)](#), s. 53(2), [Sch.8](#) (with [Sch. 7](#)); [S.I. 1991/2508](#), [art. 2](#).

The ^{M145}Land Drainage (Scotland) Act 1958

Marginal Citations

[M145 1958 c. 24.](#)

133 In Schedule 1 (procedure for making improvement orders), in paragraph 1, in the definition of “local authority”, for the words “county, town” there shall be substituted the words “ regional, islands ”.

The ^{M146}Disabled Persons (Employment) Act 1958

Marginal Citations

[M146 1958 c. 33.](#)

134 In section 3 (provision of sheltered employment), the following amendments shall be made—

- (a) in subsection (1), for the words “Minister of Labour and National Service” there shall be substituted the words “ Secretary of State ”;
- (b) in subsection (3), for the words from “in accordance” onwards there shall be substituted the words “ subject to the approval of the Secretary of State ”;
- (c) subsection (4) shall cease to have effect;
- (d) in subsection (5), for the words from “county or of a large burgh” onwards there shall be substituted the words “ region or islands area ”.

135 The Schedule shall cease to have effect.

The ^{M147}Matrimonial Proceedings (Children) Act 1958

Marginal Citations

[M147 1958 c. 40.](#)

Status: Point in time view as at 06/04/2011.

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- 136 In section 10(2) (committal of child to local authority), for the words “county or large burgh” there shall be substituted the words “ region or islands area ”.
- 137 In section 12(2) (supervision of child by local authority), for the words “county or large burgh” there shall be substituted the words “ region or islands area ”.
- 138 In section 15 (interpretation), the words from “ and the expression ” onwards shall cease to have effect.

The ^{M148}Trading Representations (Disabled Persons) Act 1958

Marginal Citations

M148 1958 c. 49.

- 139 In section 1(5) (sellers of goods for blind persons, etc.), for the words “county or town” there shall be substituted the words “ regional, islands or district ”.
- F222 140

Textual Amendments

F222 Sch. 27 para. 140 repealed by Foster Children (Scotland) Act 1984 (c. 56, SIF 20), s. 22, **Sch. 3**

The ^{M149}Opencast Coal Act 1958

Marginal Citations

M149 1958 c. 69

- 141 In section 52(2) (application to Scotland), after the definition of “land” there shall be inserted the following definition—
 ““local authority” has the meaning assigned to it by section 235 of the Local Government (Scotland) Act 1973”.

The ^{M150}Adoption Act 1958

Marginal Citations

M150 1958 c. 5.

- 142 In section 28(1) (local authorities for the purposes of the Act), for the words from “counties and large burghs” onwards there shall be substituted the words “ regions and islands areas. ”.

Status: Point in time view as at 06/04/2011.

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The ^{M151}Deer (Scotland) Act 1959

Marginal Citations

[M151 1959 c. 40.](#)

[F223 143](#)

Textual Amendments

[F223 Sch. 27 para. 143](#) repealed (18.11.1996) by [1996 c. 58, s. 48\(2\)\(3\)](#), [Sch. 5](#) (with s. 43(1))

The ^{M152}Radioactive Substances Act 1960

Marginal Citations

[M152 1960 c. 34.](#)

[F224 144](#)

Textual Amendments

[F224 Sch. 27 para. 144](#) repealed (27.8.1993) by [1993 c. 12, ss. 50, 51\(2\)](#), [Sch. 6 Pt.I](#) (with ss. 42, 46)

The ^{M153}Public Bodies (Admission to Meetings) Act 1960

Marginal Citations

[M153 1960 c. 67.](#)

[145](#) In the Schedule (bodies to which Act applies), in paragraph 2(c), for the words from “108” onwards there shall be substituted the words “ 124 of the Local Government (Scotland) Act 1973 ”.

The ^{M154}Noise Abatement Act 1960

Marginal Citations

[M154 1960 c. 68.](#)

[146](#) In section 1(5)(a) (noise or vibration nuisance), for the words “a county or town council” there shall be substituted the words “ the islands or district council ”.

[147](#) In section 2(5)(b) (restriction of operation on highways etc. of loudspeakers), for the words “a county council, town council” there shall be substituted the words “ the islands ”.

Status: Point in time view as at 06/04/2011.

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148 In section 4 (saving for byelaws), for the words “subsection (5) of section 300 of the Local Government (Scotland) Act 1947” there shall be substituted the words “section 201(3) of the Local Government (Scotland) Act 1973 ”.

F225 149,
 150.

Textual Amendments
 F225 Sch. 27 Pt. II paras. 149, 150 repealed by Consumer Safety Act 1978 (c. 38), Sch. 3

The ^{M155}Flood Prevention (Scotland) Act 1961

Marginal Citations
 M155 1961 c. 41.

151 In section 15(1) (interpretation), the following amendments shall be made:—
 (a) for the definitions of “local authority” and “area” there shall be substituted the following definition:—
 ““local authority” has the meaning assigned to it by section 1(2) of this Act;”
 (b) for the definition of “sewer” there shall be substituted the following definition:—
 ““sewer” has the same meaning as in section 59 of the Sewerage (Scotland) Act 1968;”
 F226 (c)

Textual Amendments
 F226 Sch. 27 para. 151(c) repealed (26.5.1997) by 1997 c. 36, s. 8, Sch.; S.I. 1997/1322, art. 2(1)

The ^{M156}Building Societies Act 1962

Marginal Citations
 M156 1962 c. 37.

152 In Schedule 5 (permitted classes of prior charges) in paragraph 1(2)(b), for the words from “county” onwards there shall be substituted the words “ regional, islands or district council ”.

Status: Point in time view as at 06/04/2011.

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The ^{M157}Local Government (Development and Finance) (Scotland) Act 1964

Marginal Citations

[M157 1964 c. 67](#)

^{F227}153

Textual Amendments

^{F227} [Sch. 27 Pt. II para. 153](#) repealed by [Litter Act 1983 \(c. 35\)](#), [Sch. 2](#)

154 In section 6(1) (contributions to voluntary organisations), at the end there shall be added the following words— “ and includes a community council within the meaning of the Local Government (Scotland) Act 1973 ”.

155 In section 16(1) (interpretation), in the definition of “local authority”, for the words from “town” onwards there shall be substituted the words “ regional, islands or district council ”.

^{F228}156,
157.

Textual Amendments

^{F228} [Sch. 27 Pt. II paras. 156, 157](#) repealed by [Airports Authority Act 1975 \(c. 78\)](#), [Sch. 6](#)

The ^{M158}Gas Act 1965

Marginal Citations

[M158 1965 c. 36.](#)

158 In section 28(1) (interpretation), the following amendments shall be made:—
(a) in the definition of “local authority”, for the words “town or county” there shall be substituted the words “ regional, islands or district ”;

^{F229}(b)

Textual Amendments

^{F229} [Sch. 27 Pt. II para. 158 \(b\)](#) repealed by [Water \(Scotland\) Act 1980 \(c. 45\)](#), [Sch. 11](#)

^{F230}159

Textual Amendments

^{F230} [Sch. 27 para. 159](#) repealed (1.4.1996) by [1994 c. 39, s. 180\(2\)](#), [Sch. 14](#); S.I. 1996/323, art. 4(1)(d), [Sch. 2](#)

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The ^{M159}Highlands and Islands Development (Scotland) Act 1965

Marginal Citations

M159 1965 c. 46

[^{F231}160 In section 1(2) (establishment of Board), after the words “be the” there shall be inserted the word “ former ”.]

Textual Amendments

F231 Sch. 27 paras. 160, 161 repealed (1.4.1991) by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(2), **Sch. 5 Pt. III**

161 In section 18(1) (interpretation), in the definition of “local authority”, for the words from “county” onwards there shall be substituted the words “ regional, islands or district council within the meaning of the Local Government (Scotland) Act 1973 ”.

^{F232}162

Textual Amendments

F232 Sch. 27 Pt. II para. 162 repealed by Supplementary Benefits Act 1976 (c. 71), **Sch. 8 Pt. I**

^{F233}163

Textual Amendments

F233 Sch. 27 Pt. II para. 163 repealed by Reserve Forces Act 1980 (c. 9), **Sch. 10 Pt. II**

The ^{M160}Local Government (Scotland) Act 1966

Marginal Citations

M160 1966 c. 51.

164 In section 10(4) (grants for reclamation of derelict land), for the words from “a local” onwards there shall be substituted the words “ a regional, general or district planning authority within the meaning of Part IX of the Local Government (Scotland) Act 1973 ”.

^{F234}165

Textual Amendments

F234 Sch. 27 para. 165 repealed by Local Government Act 1988 (c. 9, SIF 81:1), s. 41, **Sch. 7 Pt. IV**

Status: Point in time view as at 06/04/2011.

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The ^{M161}Forestry Act 1967

Marginal Citations

[M161 1967 c. 10.](#)

166 In section 40(2)(c)(ii) (compulsory purchase of land), for the words “county, town” there shall be substituted the words “ regional, islands ”.

The ^{M162}Slaughter of Poultry Act 1967

Marginal Citations

[M162 1967 c. 24.](#)

167 In section 8 (interpretation), in the definition of “local authority”, for the words from “a county council” onwards there shall be substituted the words “ an islands or district council ”.

^{F235}168

Textual Amendments

F235 Sch. 27 Pt. II para. 168 repealed by [Wildlife and Countryside Act 1981 \(c. 69\)](#), **Sch. 17 Pt. II**

^{F236}169,
170.

Textual Amendments

F236 Sch. 27 Pt. II paras. 169, 170 repealed by [Refuse Disposal \(Amenity\) Act 1978 \(c. 3\)](#), **Sch. 2**

The ^{M163}Countryside (Scotland) Act 1967

Marginal Citations

[M163 1967 c. 86.](#)

171 In section 57(1) (byelaws), for the words “301 to 303” there shall be substituted the words “ 201 to 204 ” and for the word “1947”, in both places where it occurs, there shall be substituted the word “ 1973 ”, and, in section 57(2), for the words “the said section 301” there shall be substituted the words “ section 202 of the said Act of 1973. ”

172 In section 78(1) (interpretation), the following amendments shall be made—
(a) in the definition of “local authority”, for the words from “has” onwards there shall be substituted the words “ means a regional, islands or district council ”;
(b) in the definition of “planning authority”, for the words from “has” onwards there shall be substituted the words “ means a general, regional or district

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planning authority within the meaning of Part IX of the Local Government (Scotland) Act 1973.”

The ^{M164}Capital Allowances Act 1968

Marginal Citations

M164 1968 c. 3.

- 173 In section 83(4)(c) (exclusion of initial allowances), after the word “34(1)” there shall be inserted the words “ or (2) ”.

The ^{M165}Trade Descriptions Act 1968

Marginal Citations

M165 1968 c. 29.

- 174 Section 26 (enforcing authorities) shall have effect as if—
- (a) in subsection (1), after the words “measures authority” there were inserted the words “ as defined in section 36 of the ^{M166}Weights and Measures Act 1963 ”, and the words from “ and section 37 ” to the end shall cease to have effect;
 - (b) in subsection (3)(b), for the words “subsection (2) to (9) of section 355 of the ^{M167}Local Government (Scotland) Act 1947” there were substituted the words “ subsections (2) to (8) of section 210 of the Local Government (Scotland) Act 1973 ”.

Marginal Citations

M166 1963 c. 31.

M167 1947 c. 43.

The ^{M168}Health Services and Public Health Act 1968

Marginal Citations

M168 1968 c. 46.

- 175 In section 65 (financial and other assistance to certain voluntary organisations), in subsection (6)—
- (a) in subsection (2A)—
 - (i) for the words “council to which this subsection applies” there shall be substituted the words “ district and islands council ”,
 - (ii) the last paragraph shall cease to have effect,
 - (b) in subsection (2B)—

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- (i) in paragraph (a), for the words from “in relation to a county” onwards there shall be substituted the words “ the regional or islands council. ”,
 - (ii) paragraph (b) shall cease to have effect.
- 176 In section 67 (power to purchase goods, etc.), in subsection (2), there shall be inserted the following paragraph—
“(cc) for the reference in paragraph (e) thereof to local education authorities there were substituted a reference to education authorities.”.
- 177 For section 71(3) (compensation for stopping employment to prevent spread of disease in Scotland), there shall be substituted the following subsection:—
“(3) In this section “local authority” means an islands or district, council.”.
- 178 In section 76(2) (grants in respect of functions relating to imported food), for the words from “county” to “1947)” there shall be substituted the words “ islands councils, district councils ”.

The ^{M169}Sewerage (Scotland) Act 1968

Marginal Citations

[M169](#) 1968 c. 47.

- 179 In section 3(3) (construction of sewers), for the words “349” and “1947” there shall be substituted respectively the words “ 192 ” and “ 1973 ”.

^{F237}180

Textual Amendments

^{F237} [Sch. 27](#) para. 180 repealed (1.4.1996) by 1994 c. 39, s. 180(2), [Sch. 14](#); S.I. 1996/323, art. 4(1)(d), [Sch. 2](#)

- 181 For section 18(3) (expenses of local authorities), there shall be substituted the following subsection:—

“(3) The expenses of a local authority under this Act shall be met from the regional or general rate, as the case may be.”.

^{F238}182

Textual Amendments

^{F238} [Sch. 27](#) para. 182 repealed (1.4.1996) by 1994 c. 39, s. 180(2), [Sch. 14](#); S.I. 1996/323, art. 4(1)(d), [Sch. 2](#)

The ^{M170}Social Work (Scotland) Act 1968

Marginal Citations

[M170](#) 1968 c.49.

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183 In section 1, in subsection (2) (local authorities for the purposes of the Act), for the words from “county councils” onwards there shall be substituted the words “regional and islands councils. ”, and subsections “ (3) ” and “ (6) ” shall cease to have effect.

184 In section 2(2) after paragraph (b) there shall be inserted the following paragraph—
 “(bb) the Disabled Persons (Employment) Act 1958”.

F239 185

Textual Amendments
 F239 Sch. 27 para. 185 repealed (1.4.1997) by 1995 c. 36, s. 105(4)(5), Sch. 4 para. 22(4), Sch. 5 (with s. 103(1)); S.I. 1996/3201, art. 3(7)

186 In section 94(1) (interpretation), in the definition of “prescribed”, in paragraph (a), for the words “section 3”, there shall be substituted the words “ sections 3 and 36, ”.

F240 187

Textual Amendments
 F240 Sch. 27 para. 187 repealed (1.4.1997) by 1995 c. 36, s. 105(4)(5), Sch. 4 para. 22(4), Sch. 5 (with s. 103(1)); S.I. 1996/3201, art. 3(7)

F241 188—
 190.

Textual Amendments
 F241 Sch. 27 Pt. II paras. 188–190 repealed by Civil Aviation Act 1982 (c. 16), s. 109(3), Sch. 16

The ^{M171}Medicines Act 1968

Marginal Citations
 M171 1968 c. 67.

191 In section 109(2) (enforcement in Scotland), for paragraph (c) there shall be substituted the following paragraphs—

- “(c) references to a food and drugs authority and to the area of any such authority were references respectively to a local authority as defined by section 26(4) of the Food and Drugs (Scotland) Act 1956 and to the area of such an authority; and
- (d) references to any such council as is mentioned in section 108(8) of this Act and to the area of any such council were references respectively to a regional or islands council and to a region or islands area.”

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The ^{M172}Mines and Quarries (Tips) Act 1969

Marginal Citations

[M172 1969 c. 10.](#)

- 192 In section 11(3)(b) (local authority for purposes of Part II), for the words from “the council” onwards there shall be substituted the words “ general, regional or district planning authority within the meaning of Part IX of the Local Government (Scotland) Act 1973. ”

The ^{M173}Post Office Act 1969

Marginal Citations

[M173 1969 c. 48.](#)

- 193 In section 86, in the definition of “local authority”, in paragraph (b), for the words “county council or a town” there shall be substituted the words “ regional, islands or district ”.

The ^{M174}Development of Tourism Act 1969

Marginal Citations

[M174 1969 c. 41.](#)

- ^{F242}194

Textual Amendments

^{F242} Sch. 27 para. 194 repealed (19.11.1998) by 1998 c. 43, s. 1(1), [Sch. 1 Pt. IV](#) Group 3

The ^{M175}Local Authorities (Goods and Services) Act 1970

Marginal Citations

[M175 1970 c. 49.](#)

- 195 In section 1(4) (supply of goods and services), in the definition of “local authority”, for the words from “has the meaning” onwards there shall be substituted the words “ means a regional, islands or district council or any joint board or combination of those councils ”.
- 196 In section 2(2) (supplemental), for the words from “199” to “1947” there shall be substituted the words “ 101 and 105 of the Local Government (Scotland) Act 1973 ”.

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The ^{M176}Agriculture Act 1970

Marginal Citations

M176 1970 c. 40

F243 197

Textual Amendments

F243 Sch. 27 para. 197 repealed by [Agriculture Act 1986 \(c. 49, SIF 2:1\)](#), s. 24(5), **Sch. 4**

198 In section 67(2) (enforcement of standards for fertilisers and feedingstuffs), for the words from “town council” to “aforesaid” there shall be substituted the words “regional and islands councils”.

199 For section 92(2)(b) (provision of flood warning systems), there shall be substituted the following paragraph:—
“(b) “local authority” has the same meaning as in section 1(2) of the Flood Prevention (Scotland) Act 1961.”.

The ^{M177}Fire Precautions Act 1971

Marginal Citations

M177 1971 c. 40.

200 **F244**

Textual Amendments

F244 Sch. 27 para. 200 repealed (1.10.2006) by [The Fire \(Scotland\) Act 2005 \(Consequential Modifications and Savings\) Order 2006 \(S.S.I. 2006/475\)](#), art. 2(2), **Sch. 2**

F245 201

Textual Amendments

F245 Sch. 27 Pt. II para. 201 repealed by [Civil Aviation Act 1982 \(c. 16\)](#), s. 109(3), **Sch. 16**

The ^{M178}Island of Rockall Act 1972

Marginal Citations

M178 1972 c. 2.

202 In section 1, for the words from “District” to “Inverness” there shall be substituted the words “Western Isles”.

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The ^{M179}National Health Service (Scotland) Act 1972

Marginal Citations

[M179](#) 1972 c. 58.

- 203 In Schedule 6, in Part II, in paragraph 45, for the words from “a county council” onwards there shall be substituted the words “an islands or district council”.

The ^{M180}Gas Act 1972

Marginal Citations

[M180](#) 1972 c. 60.

- 204 In section 39(3) (application of Pipe-Lines Act 1962), in the definition of “local authority”, in paragraph (b), for the words “town or county” there shall be substituted the words “regional, islands or district”.

The ^{M181}Agriculture (Miscellaneous Provisions) Act 1972

Marginal Citations

[M181](#) 1972 c. 62.

- 205 [F246](#)

Textual Amendments

[F246](#) [Sch. 27 para. 205](#) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), [s. 1\(1\)](#), {[Sch. 1 Pt. 2 Group 1](#)}

- 206 In section 7(3) (enforcement of Slaughter of Animals (Scotland) Acts), for the words “local authority”, where first occurring, there shall be substituted the words “islands and district council” and for the word “district” there shall be substituted the word “area”.

- [F247](#)207

Textual Amendments

[F247](#) [Sch. 27 Pt. II para. 207](#) repealed by [Broadcasting Act 1981 \(c. 68\)](#), [Sch. 9](#)

The ^{M182}Employment Agencies Act 1973

Marginal Citations

[M182](#) 1973 35.

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- 208 In section 13(1) (interpretation), the following amendments shall be made—
- (a) in the definition of “licensing authority”, in paragraph (f), for the words from “a large burgh” onwards there shall be substituted the words “ an islands area, the council of that islands area, and in any other case the council of the district in which the premises are situated ”;
 - (b) in the definition of “local authority”, for the words from “Scotland” onwards there shall be substituted the words “ Scotland, means a regional, islands or district council ”.

The ^{M183}Hallmarking Act 1973

Marginal Citations

M183 1973 c. 43.

- 209 In section 20 (local inquiries), in subsection (1)(b), for the words “subsections (2) to (9) of section 355 of the ^{M184}Local Government (Scotland) Act 1947” there shall be substituted the words “ subsections (2) to (8) of section 210 of the Local Government (Scotland) Act 1973 ”.

Marginal Citations

M184 1947 c. 43.

The ^{M185}Badgers Act 1973

Marginal Citations

M185 1973 c. 57.

- 210 In section 11 (interpretation), in the definition of “local authority”, in paragraph (c), for the words “a county or a burgh” there shall be substituted the words “ an islands area or district ”.

The ^{M186}Breeding of Dogs Act 1973

Marginal Citations

M186 1973 c. 60.

- 211 In section 5 (2) (interpretation), in the definition of “local authority”, for the words “the council of any county or burgh” there shall be substituted the words “ an islands or district council ”.

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F²⁴⁸SCHEDULE 28

Textual Amendments

F²⁴⁸ Sch. 28 repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt.X

X²⁴SCHEDULE 29

Section 237.

REPEALS

Editorial Information

X²⁴ The text of Schs. 9, 12, 13, 14, 15, 17(2)–(64), 18, 23, 24, 25, 27 Pt. II, 28, 29 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Chapter	Short Title	Extent of Repeal
3 Geo. 4. c. 33.	The Riotous Assemblies (Scotland) Act 1822.	In section 10, the words from “ or the Clerk of Supply ” to “ city or burgh ”, where they occur second. Sections 11 to 14.
6 Geo. 4. c. 22.	The Jurors (Scotland) Act 1825.	In section 1, the words “ in any county ”. Sections 5 and 6.
1 & 2 Vict. c. 119.	The Sheriff Courts (Scotland) Act 1838.	Section 27.
16 & 17 Vict. c. 93.	The Burgh Harbours (Scotland) Act 1853.	The whole Act.
17 & 18 Vict. c. 91.	The Lands Valuation (Scotland) Act 1854.	Section 39. Section 41.
25 & 26 Vict. c. 19.	The General Pier and Harbour Act 1861, Amendment Act 1862.	In Part I of Schedule (B), in paragraph (3), the words “ city, town or ”, where first occurring, and the words from “ or if there be none ” onwards.
25 & 26 Vict. c. 105.	The Highland Roads and Bridges Act 1862.	The whole Act.

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29 & 30 Vict. c. 17.	The Cattle-sheds in Burghs Act 1866.	The whole Act.
30 & 31 Vict. c. 80.	The Valuation of Lands (Scotland) Amendment Act 1867.	Section 5.
38 & 39 Vict.	The Explosives Act 1875 c. 17.	Section 109(1).
		In section 110.2, the words “ for a borough ”.
		Section 110.3.
		Section 111(c).
		Section 112.
41 & 42 Vict. c. 8.	The Public Parks (Scotland) Act 1878.	In section 2, the words from “ and ” onwards.
		In section 21, the words “ burgh or ”, in both places where they occur, and the words “ magistrates and town councils or other ”, in both places where they occur.
		In section 27, the definition of “ burgh ”.
42 & 43 Vict. c. 27.	The Convention of Royal Burghs (Scotland) Act 1879.	The whole Act.
45 & 46 Vict. c. 49.	The Militia Act 1882.	Sections 29, 48 and 52.
50 & 51 Vict. c. 35.	The Criminal Procedure (Scotland) Act 1887.	In section 47, the words from “ but in all cases ” onwards.
50 & 51 Vict. c. 42.	The Public Libraries Consolidation (Scotland) Act 1887.	Sections 4, 5 and 6.
		Section 14.
		Sections 17 to 20.
		In section 21, the first and second paragraphs and in the seventh paragraph the words “ may not be a householder, and ”.
		In section 22, the words between “ Scotland ” and “ and shall ”.
		Section 23.
		Sections 25 to 27.

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		In section 28, the words “ clerk or other”.
		Sections 29 and 30.
		Schedules (A) and (B).
50 & 51 Vict. c. 51.	The Valuation of Lands (Scotland) Amendment Act 1887.	Section 2.
52 & 53 Vict. c. 50.	The Local Government (Scotland) Act 1889.	In section 11, subsections (1), (3) and (5). Section 14. Section 16. Sections 39 to 42. Section 58. Section 67.
54 & 55 Vict. c. 32.	The Roads and Streets in Police Burghs (Scotland) Act 1891.	The whole Act.
55 & 56 Vict. c. 12.	The Roads and Bridges (Scotland) Amendment Act 1892.	Section 5.
55 & 56 Vict. c. 54.	The Allotments (Scotland) Act 1892.	In section 2(1), the words “ of any burgh or parish”, in both places where they occur. In section 15, the words “ in the burgh or parish”.
		In section 16, the definitions of “ burgh”, “ county”, “ county elector”, “ district” and “ district committee”.
55 & 56 Vict. c. 55.	The Burgh Police (Scotland) Act 1892.	Section 4(8) and (9). Section 15. Section 42. Sections 100 and 101. In section 128, the words “ of the Roads and Streets in Police Burghs (Scotland) Act, 1891, and”.
		In section 150, the words “ the Dean of Guild Court or”.
		Section 201.

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		Section 207.
		In section 210, the words “ of the clerk ”.
		Section 223.
		In section 250, the words “ any of ” and “ or any one of them ”.
		Section 257.
		Section 296 and 297.
		Section 310.
		In section 339, the words “ the clerk to ”.
		In section 341 the words from “ and the commissioners ” to “ within the burgh ”.
		Section 411.
		Section 428.
		Section 432.
57 & 58 Vict. c. 20.	The Public Libraries (Scotland) Act 1894.	The whole Act.
57 & 58 Vict. c. 36.	The Valuation of Lands (Scotland) Acts Amendment Act 1894.	Section 4.
57 & 58 Vict. c. 58.	The Local Government (Scotland) Act 1894.	Sections 3 to 25.
		Sections 42 to 48.
		In section 54, the definitions of “ police burgh ”, “ Public Health Acts ”, “ Education Acts ” and “ burghs ”.
57 & 58 Vict. c. 60.	The Merchant Shipping Act 1894.	Section 668(1)(c).
58 & 59 Vict. c. 6.	The Convention of Royal Burghs (Scotland) Act 1879, Amendment Act 1895.	The whole Act.
59 & 60 Vict. c. 32.	The Orkney and Zetland Small Piers and Harbours Act 1896.	The whole Act.
60 & 61 Vict. c. 38.	The Public Health (Scotland) Act 1897.	In section 3, the definitions of “ sanitary inspector ”, “ clerk ”, “ parish ”, “ burgh

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”, “ county ” and “ district committee ”.

Section 15.

In section 18, the words “ magistrate or ” and the word “ magistrate ”, in each place where it occurs.

In section 19, the words “ of the county or burgh ”.

In section 22, the words “ magistrate or ”, in each place where they occur, and the words “ or on a representation by a parish council ”, “ to the collector of the churchyard or other dues, or ” and the word “ other ” where it second occurs.

In sections 23, 25 to 27, 47, 52, 54, 55, 69, 154, 155 and 177, the word “ magistrate ” and the word “ magistrates ” in each place where either of them occurs.

Section 28.

In section 31, the words “ or of their sanitary inspector ”.

In section 32(2), the words from “ but, in the case ” onwards.

In section 36(1), the words “ or from a representation by a parish council ”.

In section 37, in subsection (1), the words from “ by the county ” to “ any district ”, and the words “ such county council or ”, and in subsection (2), the words from “ and for the purpose ” onwards.

In section 39, in the first paragraph, the words “ within such special scavenging district ”.

In section 42, the words “ in any special scavenging

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		district ” in both places where they occur.
		In section 94, the words from “ but in the case ” onwards.
		Section 118.
		Section 121.
		In section 146, in subsection (1), the words “ or for a parish council ”, and “ of the county ”, and in subsection (2), the words “ or for any parish council ”.
		In section 157, the words “ magistrate or ”.
		In section 158, the words “ or magistrates ”.
		In section 162, the words “ magistrate or ”, where they first occur, and the word “ magistrate ”, where it second occurs.
		Section 191.
		Section 192.
60 & 61 Vict. c. 53.	The Congested Districts (Scotland) Act 1897.	In section 10, the words “ andcrofting parish ”.
62 & 63 Vict. c. 5.	The Public Libraries (Scotland) Act 1899.	The whole Act.
62 & 63 Vict. c. 19.	The Electric Lighting (Clauses) Act 1899.	In the Schedule, in section 1, the definition of “ county council ”.
63 & 64 Vict. c. 49.	The Town Councils (Scotland) Act 1900.	The whole Act.
3 Edw. 7. c. 33.	The Burgh Police (Scotland) Act 1903.	In section 6, the words “ of the town clerk or other public office ”.
		In section 8, the words “ may from time to time appoint ”.
		In section 9,
		(a) the words from “ to the dean ” to “ such court ”,
		(b) the words from “ or dean ” to “ may be ”, and

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(c) the words from “ and any deliverance ” onwards.

Section 13.

In section 16, the words “ dean of guild court or ”.

In section 31, the words from “ and may further ” onwards.

Section 37.

Section 39.

In section 41, in subsection (1), in paragraph (a), the words from “ or the dean ” to “ may be ”, in paragraph (b) the words “ the dean of guild court ”, and in paragraph (c), the words from “ or the dean ” to “ may be ”; in subsection (2), the words “ the dean of guild court ”; in subsection (3), the words “ dean of guild court, as the case may be ”; and in subsection (4) the words from “ or where ” to “ it out ”.

Section 43.

Section 56.

Section 57.

In section 93, paragraph (12).

Section 97.

In section 98, in subsection (2), the words from “ intimated ” to “ Scotland and ”, in subsection (3), the proviso, in subsection (4), the words

Section 99.

Section 101.

In section 103(12), the word “ Guild ” and in subparagraph (1) the words “ dean of guild court ”.

Sections 3 to 5.

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		Sections 10 and 11.
		Section 13.
		Section 15.
		Sections 19 to 22.
		Sections 26 to 28.
9 Edw. 7. c. 30.	The Cinematograph Act 1909.	Sections 5 and 8(3) and (4).
9 Edw. 7. c. 47.	The Development and Road Improvement Funds Act 1909.	In section 16, the words from “References to a county” to “respective powers and duties”.
1 & 2 Geo. 5. c. 51.	The Burgh Police (Scotland) Amendment Act 1911.	In section 1, in subsection (4), the words from “and, where” onwards, and, in subsection (6), the words “or under section seventy six of the Licensing (Scotland) Act, 1903,”.
1 & 2 Geo. 5. c. 53.	The House Letting and Rating (Scotland) Act 1911.	The whole Act.
3 & 4 Geo. 5. c. 32.	The Ancient Monuments Consolidation and Amendment Act 1913.	In section 23(2), the words from “references to a borough” to “county council and”.
4 & 5 Geo. 5. c. 46.	The Milk and Dairies (Scotland) Act 1914.	In section 28, the words “subject to the consent of the Board”.
5 & 6 Geo. 5. c. 88.	The Street Collections Regulation (Scotland) Act 1915.	The whole Act.
9 & 10 Geo. 5. c. 97.	The Land Settlement (Scotland) Act 1919.	Section 18(1).
		In section 24, the definition of “parish council”.
9 & 10 Geo. 5. c. 100.	The Electricity (Supply) Act 1919.	In section 21, the words “(including a county council)”.
10 & 11 Geo. 5. c. 8.	The House Letting and Rating (Scotland) Act 1920.	The whole Act.
10 & 11 Geo. 5. c. 45.	The Public Libraries (Scotland) Act 1920.	The whole Act.
12 & 13 Geo. 5. c. 52.	The Allotments (Scotland) Act 1922.	Section 16.

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15 & 16 Geo. 5. c. 33.	The Church of Scotland (Property and Endowments) Act 1925.	<p>In section 22(4), the words “ continue to ”.</p> <p>In section 32, subsection (3), and in subsection (4), the words “ or other local authority ” in each place where they occur.</p>
15 & 16 Geo. 5. c. 38.	The Performing Animals (Regulation) Act 1925.	<p>In section 1, in subsection (5), the words “ on payment of the prescribed fee ”, in both places where they occur and in subsection (7), the words “ subject to payment of the prescribed fee ”.</p> <p>In section 5(3), the words from “ and the fee ” onwards.</p> <p>In section 6(a), the words from “ and any expenses ” onwards.</p>
15 & 16 Geo. 5. c. 68.	The Roads Improvement Act 1925.	<p>In section 5, in the proviso, paragraph (a).</p> <p>In section 7, the words “ between any of them respectively ”.</p> <p>Section 8.</p>
15 & 16 Geo. 5. c. 82.	The Roads and Streets in Police Burghs (Scotland) Act 1925.	The whole Act.
16 & 17 Geo. 5. c. 51.	The Electricity (Supply) Act 1926.	In Schedule 6, the item relating to section 21 of the Electricity (Supply) Act 1919.
18 & 19 Geo. 5. c. 19.	The Agricultural Produce (Grading and Marking) Act 1928.	<p>In section 4, in subsections (1), (2)(bb) and (2)(c), the words “ or county borough ”.</p> <p>In section 5, the words “ or county borough ”, in each place where they occur, the words “ in the case of a county council ”, the words from “ and in the case ” to “ borough rate ” and the words “ and county boroughs ”.</p>
18 & 19 Geo. 5. c. 29.	The Slaughter of Animals (Scotland) Act 1928.	In section 2(5), the words “ not exceeding five shillings

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19 & 20 Geo. 5. c. 25.	The Local Government (Scotland) Act 1929.	<p>” and the words “ not exceeding one shilling ”.</p> <p>In section 7(a), the words “ and “local authority” ”.</p> <p>Sections 1 to 3.</p> <p>Sections 5 and 6.</p> <p>Sections 10 and 11.</p> <p>Section 18.</p> <p>Section 24.</p> <p>Section 26.</p> <p>Section 34.</p> <p>Section 41.</p> <p>Section 49(3) and (4).</p> <p>Sections 50 to 52.</p> <p>Section 76.</p> <p>In section 77, subsection (1) other than the definitions of “ Agricultural Lands and Heritages ”, “ Industrial Lands and Heritages ”, “ Freight Transport Lands and Heritages ”, “ Industrial Purposes ” and “ Freight Transport Purposes ”, “ Functions ”, “ Rate ”, “ Rating Authority ” and “ Water Rate ”; and subsections (2) and (3) and (5) to (8).</p> <p>Section 79.</p> <p>Schedules 1, 2 and 5.</p>
19 & 20 Geo. 5. c. 33.	The Bridges Act 1929.	<p>Section 3.</p> <p>In section 7(3), the words from “ and any question ” onwards.</p> <p>Section 10(1) and (2).</p>
20 & 21 Geo. 5. c. 43.	The Road Traffic Act 1930.	<p>In section 53, in subsection (2)(b), the words from “ but a right ” onwards, and in subsection (6), the words “ subject to the approval of the Minister ”.</p>

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		In section 56, subsection (2) and in subsection (3), the words from “ or if ” onwards.
21 & 22 Geo. 5. c. 17.	The Local Authorities (Publicity) Act 1931.	The whole Act.
23 & 24 Geo. 5. c. 44.	The Church of Scotland (Property and Endowments) Amendment Act 1933.	In section 2(2), the words from “ or, in the case ” onwards.
24 & 25 Geo. 5. c. 50.	The Road Traffic Act 1934.	Section 23.
25 & 26 Geo. 5. c. 47.	The Restriction of Ribbon Development Act 1935.	In section 17(2), the words from “ measured ” to “ State ”.
26 Geo. 5. & 1 Edw. 8. c. 48.	The Health Resorts and Watering Places Act 1936.	The whole Act.
1 Edw. 8 & 1 Geo. 6. c. 5.	The Trunk Roads Act 1936.	In section 3(2), in paragraph (b), the words from “ shall not ” to “ aforesaid ” and, in paragraph (c), the words “ shall not be exercisable by a county council in any borough or urban district and ”.
		In section 12, in the proviso to subsection (2)(a), the words “ subsection (2) of section 3 and ”, and, in subsection (9), the proviso.
1 Edw. 8 & 1 Geo. 6. c. 28.	The Harbours, Piers and Ferries (Scotland) Act 1937.	In section 1(1), the words from “ authorised ” onwards. Section 2(2). In section 10(5), the words from “ and if ” onwards. Section 17. Section 23. In section 31(1), the definition of “ ferry ”.
1 Edw. 8 & 1 Geo. 6. c. 37.	The Children and Young Persons (Scotland) Act 1937.	In section 110, in subsection (1), the definition of “ Large burgh ”, and subsections (2) and (3)(b).
1 Edw. 8. & 1 Geo. 6. c. 46.	The Physical Training and Recreation Act 1937.	In section 3(1)(a) and (b), the words “ local authority or ”. In section 10, in subsection (2), the words

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		from “ and for ” onwards, and subsection (9).
1 & 2 Geo. 6. c. 6.	The Air-Raid Precautions Act 1937.	In section 13, in subsection (4) the words from “ and, as regards ” to the end and subsections (9), (10) and (12).
2 & 3 Geo. 6. c. 31.	The Civil Defence Act 1939.	In section 91, subsection (2) (d) (e) and (f), in subsection (3) the definitions of “ large burgh ” and “ small burgh ” and subsections (15), (18), (19), (25) and (31).
2 & 3 Geo. 6. c. 44.	The House to House Collections Act 1939.	Section 7. Section 10(e). In section 11(1), the definitions of “ police area ”, “ police authority ” and “ chief officer of police ”.
3 & 4 Geo. 6. c. 31.	The War Charities Act 1940.	Section 12(h).
9 & 10 Geo. 6. c. 15.	The Public Health (Scotland) Act 1945.	In section 1(8) the definitions of “ county ”, “ large burgh ” and “ small burgh ”.
9 & 10 Geo. 6. c. 42.	The Water (Scotland) Act 1946.	Section 3. In section 9, the words from “ and the Secretary ” onwards. In section 12(3), the words “ against an authority ” and “ to the authority ”. Section 18(2). In section 24(1), the proviso. In section 29(2), in the proviso, the words from “ and any ” onwards. In section 53, in subsection (1), the words from “ in accordance ” to “ may make ”, and subsection (4). In section 84(1) the definition of “ county ”. In Schedule 4, in paragraph 19, the words from “ Any

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		dispute ” onwards, and in paragraph 24(2), the words from “ or as ” onwards.
9 & 10 Geo. 6. c. 77.	The Association of County Councils (Scotland) Act 1946.	The whole Act.
10 & 11 Geo. 6. c. 22.	The Civic Restaurants Act 1947.	In section 1, in subsection (1), paragraph (i) of the proviso, subsection (2) and, in subsection (3), the words from “ including ” to “ powers ”. Section 2. In section 3, in subsection (5), the words from “ or where ” onwards, subsection (6) and, in subsection (7), the words from “ or a county ” to “ powers ”, and the words from “ subject ” to “ 1929 ”.
10 & 11 Geo. 6. c. 41.	The Fire Services Act 1947.	In section 36(2), the words between “ Secretary of State ” and “ for any reference to a combination scheme ”. Schedule 4.
⋮ F251	⋮ F251	⋮ F251
10 & 11 Geo. 6. c. 43.	The Local Government (Scotland) Act 1947.	Sections 1 to 178. In section 179, paragraphs (2), (4), (5) and (6). Sections 180 to 186. Sections 188 to 192. Section 194. Sections 196 to 215. Sections 217 to 220. In section 221, the words “ corresponding to or as nearly as may be to the year ”. In section 223, the proviso. Sections 224 to 227. In section 229, subsection (2); and, in

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subsection (3), the words “ or of the provisions of any local Act ” and the words from “ and the provisions ” to the end.

Section 230.

In section 231, the words “ and save as otherwise provided in any local Act ”, the words “ the office of the collector of the authority or at ” and the word “ other ”.

In section 232, in subsection (1), in the proviso, paragraph (c).

In section 234, the words from “ made up under ” to the end.

In section 235(1), the words from the beginning to “ 1911 ”.

In section 237, subsection (2) (f).

In section 238, subsection (4).

Section 239.

In sections 240 and 241, the words from the beginning to “ 1920 ”.

In section 243, in subsection (1), the words “ in a local Act or ”.

Sections 245 and 246.

In section 252, the words from “ whether such expenses ” to “ county council ”.

Sections 255 to 257.

In section 258, in subsection (1), paragraph (e) and, in paragraph (g), the words from the beginning to “ town council ”; and, in subsection (3), the words from “ and gives ” to the end.

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In section 259, in subsection (1), paragraph (a); and subsections (2) and (3).

In section 260, in subsection (1), in paragraph (e), the words “ in the case of a county council or town council ”; and subsection (2).

In section 261, in subsection (1), the words “ on or after the sixteenth day of May nineteen hundred and thirty and by a district council after the commencement of this Act ” and the words from “ and all money ” to “ pari passu ”.

In section 262(1), in paragraph (b) of the proviso, the words from “ in order ” to “ relates ” and the words from “ in accordance ” onwards.

In section 263, in subsection (1), the words “ or under a local Act ”.

In section 264, subsection (4).

In section 265, in subsection (5), the words “ with the sanction of the Secretary of State ”.

In section 266, in subsection (1), the words from “ and if it appears ” to the end; in subsection (3), the words “ with the consent of the Secretary of State ”; and, in subsection (4), the words “ subject to obtaining the consent of the Secretary of State ” and the words “ with the like consent ”.

In section 268, in subsection (2), the words from “ Where the treasurer ” to the end.

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		In section 269, in subsection (1), in the proviso, paragraph (a).
		Section 270.
		In section 271, in subsection (1), the words from “ by a county council ” to “ section ” and subsection (2).
		In section 274, the proviso.
		In section 275, subsection (3).
		In section 279, the words “ with consent of the Secretary of State ”; and, in the proviso, in paragraph (i), the words from “ shall require ” to “ fund or ”, and paragraph (ii).
		Sections 297 to 317.
		Sections 319 to 376.
		Schedules 1 to 5.
		In Schedule 7, in Form (1), in Note (1), the words “ of the burgh ”; in Note (2), the word “ district ”; and Note (3).
		Schedules 9 and 10.
10 & 11 Geo. 6. c. 53.	The Town and Country Planning (Scotland) Act 1947.	In section 113(1), the definitions of “ large burgh ” and “ small burgh ”.
		In Schedule 8, the item relating to the Electricity (Supply) Act 1919.
11 & 12 Geo. 6. c. 26.	The Local Government Act 1948.	Section 17.
		Sections 21 and 22.
		Section 24.
		Sections 26 to 32.
		Section 101.
		Part VI.
		Sections 129 to 132.
		Sections 134 and 135.
		Section 138(2).

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		In section 145, in subsection (2), the definitions of “ large burgh ” and “ small burgh ”.
11 & 12 Geo. 6. c. 29.	The National Assistance Act 1948.	In section 64(1), the definition of “ large burgh ”. In section 65, paragraphs (a) and (b).
11 & 12 Geo. 6. c. 45.	The Agriculture (Scotland) Act 1948.	Section 79. Schedule 7.
11 & 12 Geo. 6. c. 46.	The Employment and Training Act 1948.	Section 10(2)(b) and (c). Section 19(4).
11 & 12 Geo. 6. c. 65.	The Representation of the People Act 1948.	Part V. Schedule 7.
12, 13 & 14 Geo. 6. c. 5.	The Civil Defence Act 1948.	Section 2(2)(b).
12 & 13 Geo. 6. c. 31.	The Water (Scotland) Act 1949.	Section 2(2)(b). In section 4(3), the words “ subject to the provisions of subsection (5) of section 16 of this Act ”. Section 8(2). Section 14. Section 16(5).
12 & 13 Geo. 6. c. 32.	The Special Roads Act 1949.	In section 21(1), the definition of “ large burgh ”.
12, 13 & 14 Geo. 6. c. 47.	The Finance Act 1949.	In section 15, subsection (1) (a), in subsection (3), the words “ the Hawkers Act 1888, or ” and subsection (5).
12 & 13 Geo. 6. c. 68.	The Representation of the People Act 1949.	In section 11(2)(b), the words “ or, in Scotland, each electoral division ”. Section 30. Section 31. Section 32. Section 36. Section 37(3).

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In section 40(2), the words from “ in England ” to “ in Scotland ”.

In section 41(2), the words “ Except in Scotland ”.

In section 43, in subsection (1), the words from “ and there shall be paid ” onwards, and subsection (8).

In section 52(2), in paragraph (a), the words “ or, in the case of an election of town councillors to the town clerk ”.

In section 55(6), in paragraph (b), the words “ in England and Wales ”, and paragraph (c).

In section 83(4), the word “ district ”.

In section 86(4), the words “ town clerk or town clerk depute ” where they first occur.

In section 173, in subsection (2), the words from the beginning to “ town councillor and ”; subsection (3); and in subsection (8), the definitions of “ assessor ”, “ burgh ”, “ large burgh ”, and “ small burgh ” and “ elected district councillor ”.

Schedule 3.

In Schedule 8, in paragraph 5, in sub-paragraph (1), so much of the Table as relates to the Local Government (Scotland) Act 1947, and sub-paragraphs (4), (5) and (6).

12 & 13 Geo. 6. c. 74.

The Coast Protection Act 1949.

Section 1(3).

Section 3.

Section 20(7).

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		In section 21, subsections (1) (c) and (3)(b).
		In section 29, subsections (3) to (7).
		Section 42.
		In section 49(4) the words “ maritime county borough or county district ” and the definition of maritime burgh or county.
12, 13 & 14 Geo. 6. c. 94.	The Criminal Justice (Scotland) Act 1949.	In section 78(1), the definitions of “ large burgh ” and “ small burgh ”.
12, 13 & 14 Geo. 6. c. 97.	The National Parks and Access to the Countryside Act 1949.	Section 21(7).
		Section 104(11).
14 Geo. 6. c. 24.	The Highways (Provision of Cattle Grids) Act 1950.	Section 14.
		Section 16(4).
		Section 18.
14 Geo. 6. c. 36.	The Diseases of Animals Act 1950.	In section 43, the words “ with the sanction of the Minister ”.
		Section 60.
		Section 61(7).
		Section 64(2).
		Section 68.
		Schedule 4.
14 & 15 Geo. 6. c. 15.	The Local Government (Scotland) Act 1951.	The whole Act.
14 & 15 Geo. 6. c. 35.	The Pet Animals Act 1951.	In section 1(2), the words “ not exceeding £2 ”.
14 & 15 Geo. 6. c. 66.	The Rivers (Prevention of Pollution) (Scotland) Act 1951.	Sections 2 to 5.
		Section 6(2).
		Section 8.
		In section 10, subsections (2) to (4).
		Section 11.

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		Section 15.
		In section 18(4), the proviso.
		Section 26(5).
		Section 28(9).
		In section 29(4), the words from “ subject ” onwards.
		In section 30(1), the words “ river purification boards or ”.
		In section 35, in subsection (1) the definitions of “ largo burgh ”, “ small burgh ”, and subsection (2).
		In Schedule 1, in paragraph 7, sub-paragraphs (a) and (b).
		In Schedule 3, paragraphs 1 and 3.
15 & 16 Geo. 6. & 1 Eliz. 2. c. 61	The Prisons (Scotland) Act 1952.	In section 31(3), the words “ burgh magistrates or ”.
		In section 37(2), the words “ remand home or ”, where first occurring, and the words “ remand home ”, where they subsequently occur.
		Section 38.
		Section 41.
		In section 42(1), the definition of “ remand home ”.
1 & 2 Eliz. 2. c. 36.	The Post Office Act 1953.	Section 51(5)(c).
1 & 2 Eliz. 2. c. 50.	The Auxiliary Forces Act 1953.	In section 2(1), in the definition of “ joint association ” the words from “ consisting ” to “ other area ”.
		Section 47.
		Part II of Schedule 3.
2 & 3 Eliz. 2. c. 13.	The Local Government (Financial Provisions) (Scotland) Act 1954.	Sections 1 to 9.
3 & 4 Eliz. 2. c. 27.	The Public Libraries (Scotland) Act 1955.	Section 3.
4 & 5 Eliz. 2. c. 30.	The Food and Drugs (Scotland) Act 1956.	In section 21, in subsection (1), the words “ with the approval of the Secretary of State ” and the words from “ and any ”

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		onwards, and subsections (2) and (3).
		Section 22(2).
		Section 27(3).
4 & 5 Eliz. 2. c. 52.	The Clean Air Act 1956.	Section 31(7)(c).
4 & 5 Eliz. 2. c. 60.	The Valuation and Rating (Scotland) Act 1956.	In section 1, subsections (1) to (4); in subsection (5), the words “ under this section ”; subsection (6); in subsection (7), the words “ appointed under this section ”.
		Section 4.
		In section 5, in subsection (1), paragraph (i) and, in paragraph (j), the words from “ or in any burgh ” to “ that burgh ”.
		In section 16(3), the words from “ of the House ” to “ 1920, or ”.
		In section 21, in subsection (1), the words “ are situated within the landward area of a county and ”.
		Section 26.
		Section 31.
		Section 37.
		Section 40.
		In section 43, in subsection (1), the definitions of “ burgh ”, “ large burgh ” and “ rating authority ”.
		Schedule 6.
5 & 6 Eliz. 2. c. 40. Act 1957.	The Thermal Insulation (Industrial Buildings)	In section 4(3) as set out in its application to Scotland, section 12(5), the words “ or, as the case may be, the plans of the building were approved by the local authority ”.
5 & 6 Eliz. 2. c. 48.	The Electricity Act 1957.	In section 33, subsections (1) and (3).

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6 & 7 Eliz. 2. c. 33.	The Disabled Persons (Employment) Act 1958.	Section 3(4).
		The Schedule.
6 & 7 Eliz. 2. c. 36.	The Physical Training and Recreation Act 1958.	Section 1(3).
6 & 7 Eliz. 2. c. 40.	The Matrimonial Proceedings (Children) Act 1958.	In section 15, the words from “ and the expression ” onwards.
6 & 7 Eliz. 2. c. 64.	The Local Government and Miscellaneous Financial Provisions (Scotland) Act 1958.	Sections 1 to 6.
		Section 8.
		Section 18.
		Schedules 1 to 3.
		In Schedule 4, paragraph 4 and Part II.
6 & 7 Eliz. 2. c. 69.	The Opencast Coal Act 1958.	In section 52(2), the words “ local authority ”.
		In Schedule 1, in paragraph 4(b), the words “ being the council of a county, county borough or county district ” and, in paragraph 11, the words “ to a county borough, to a county district ” and the words “ to a burgh, to a district ”.
7 & 8 Eliz. 2. c. 24.	The Building (Scotland) Act 1959.	Section 1.
	In section 2, subsections (1) to (3).	In section 6, subsection (8) (a), and, in subsection (9), the words “ or (b) by a local authority to demolish any building ”.
		Section 7.
		Section 8(3).
		In section 9, subsections (7) and (8).
		In section 10(2) the words “ and the local authority shall thereupon be entitled to act accordingly ”.

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		In section 18, subsection (2), in subsection (4), the words “ the buildings authority or ” where they first occur and the words “ or (2) ” and in subsection (7) the words “ or subsection (2) ”.
		Section 20(2).
		Section 21.
		In section 25, in subsections (2) and (3), the words “ a buildings authority or ”.
	Section 27.	
		In section 29, in subsection (1) the definitions of “ buildings authority ”, “ burgh ”, “ landward area ” and “ master of works ”, subsections (6) and (7), in subsection (8) the words “ two or more buildings authorities or ” and “ such one of those buildings authorities or, as the case may be ” and subsection (9).
		In section 30(1), the proviso.
		Schedules 1 and 2.
		In Schedule 3, in the heading, the words “ paragraph (a) of ”.
		In Schedule 6, in paragraph 1 the words “ or a master of works ”.
		Schedule 8.
		In Schedule 9, paragraphs 2 and 3.
7 & 8 Eliz. 2. c. 44.	The Fire Services Act 1959.	Section 7(2).
7 & 8 Eliz. 2. c. 51.	The Licensing (Scotland) Act 1959.	In section 6, the words “ or at a special meeting of the magistrates ”.
		Section 11.
		In section 13, the words from “ or ” to “ 1949 ”.
		Sections 15 and 16.

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

		In section 18(2), the words from “ burgh ” to “ county ”.
		In section 29(1), the words “ or town clerk ”.
		Section 114(1).
		In section 168(1), the words “ or other area ”.
		In section 169(4), the words from “ either ” (where it first appears) to “ case ”.
		In section 175(1), the words from “ or, if the premises ” to “ to a magistrate ” and the words “ or magistrate ”.
		In section 195, the words “ town clerk ”.
		In section 199(1), the definition of “ burgh licensing court ” and “ county licensing court ”, and, in the definition of “ licensing court ”, the words “ or two ”.
		In Schedule 2, in Forms 1 and 3, the words “ parish of and ”; and in Form 2, the words “ burgh of and ”.
		In Schedule 3, in Form 1, the words “ in the parish (or burgh) of and county of ”.
7 &8 Eliz. 2. c. 70.	The Town and Country Planning (Scotland) Act 1959.	Section 28.
		Section 29(2).
8 &9 Eliz. 2. c. 16.	The Road Traffic Act 1960.	In section 121(4), the words from “ In the application ” onwards.
8 & 9 Eliz. 2. c. 31.	The Highlands and Islands Shipping Services Act 1960.	In section 5, in the definition of “ Highlands and Islands ”, the words from “ inclusive ” onwards.
8 & 9 Eliz. 2. c. 62.	The Caravan Sites and Control of Development Act 1960.	Section 27.
		Section 32(5).

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9 & 10 Eliz. 2. c. 32.	The Local Authorities (Expenditure on Special Purposes) (Scotland) Act 1961.	The whole Act.
9 & 10 Eliz. 2. c. 34.	The Factories Act 1961.	In section 47(1), the word “either” and the words from “or, where” to the end. In section 94(3), the words “in burghs”. In section 153(3), the words “a county council and”. Section 181(3). Section 182(2).
9 & 10 Eliz. 2. c. 40.	The Consumer Protection Act 1961.	In section 6(3)(b), the words from “but as if” onwards.
9 & 10 Eliz. 2. c. 41.	The Flood Prevention (Scotland) Act 1961.	Section 5. Section 11(5). In section 15(1), the definition of “burgh”.
9 & 10 Eliz. 2. c. 43.	The Public Authorities (Allowances) Act 1961.	Section 2.
10 & 11 Eliz.2. c. 9.	The Local Government (Financial Provisions etc.) (Scotland) Act 1962.	Section 1. Section 11.
10 & 11 Eliz.2. c. 47.	The Education (Scotland) Act 1962.	In section 12(1), the words “of a county”, the words “not only” and the words from “but also” to the end. In section 13, the words from “and shall” onwards. In section 20, in subsection (1A), paragraph (a) and the words “acquisition or”. Section 23. In section 25, in subsection (1)(c), the words “with the approval of the Secretary of State”, and subsection (2). In section 66(7), the proviso.

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Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

		In section 85, in subsection (4), the words from “ and for any sub-committee ” to “ control of the authority) ”.
		In section 86, in subsection (1), the words from “ and, on a vacancy ” onwards, and subsection (2).
		Sections 88, 89, 90 and 91.
		In section 145, paragraph (15).
10 & 11 Eliz. 2. c. 51.	The Licensing (Scotland) Act 1962.	In Schedule 1, the words “ parish of and ”, in both places where they occur.
1963 c. 2.	The Betting, Gaming and Lotteries Act 1963.	In Schedule 1, in paragraph 1(b), the words “ or 2 ”.
		In Schedule 2, paragraph 1(2), (3), (4) and (6), and paragraphs 2 and 3.
		In Schedule 3, in paragraph 2(b), the words “ or committee ”.
		In Schedule 6, paragraph 2.
1963 c. 12.	The Local Government (Financial Provisions) (Scotland) Act 1963.	Sections 1 and 2.
		Sections 4 and 5.
		In section 7, subsection (5).
		Section 8.
		In section 9, subsection (2); in subsection (4), the words “ to county councils and town councils ”; and subsection (7).
		Section 16.
		In section 19, in subsection (2), the words “ the expression “local authority” includes a district council, and ”.
		In section 20, subsection (2).
		In section 21, subsection (2).

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		Schedule 1.
1963 c. 21.	The Education (Scotland) Act 1963.	Section 4.
1963 c. 31.	The Weights and Measures Act 1963.	In section 4(1) the words “ Subject to section 37 of this Act ”. In section 4(2), the words “ and approved for the purpose by the Board ”. In section 5(1) the words “ and to section 37 of this Act ”. In section 5(3), the words “ and approved for the purpose by the Board ”. Section 37. Section 40(2). In section 41, in subsections (1) and (2) the words “ Subject to section 37 of this Act ”. In section 44(1), the words “ with the consent of the Board ”. Section 47.
1963 c. 41.	The Offices, Shops and Railway Premises Act 1963.	In section 52(3), paragraph (a) and, in paragraph (c), the words “ the council of a county ”.
1963 c. 43.	The Animal Boarding Establishments Act 1963.	In section 1(2), the words “ not exceeding £2 ”.
1964 c. 40.	The Harbours Act 1964.	In section 57(1), in the definition of “harbour”, the words “ ferry or ”.
1964 c. 67.	The Local Government (Development and Finance) (Scotland) Act 1964.	In section 1, subsections (2) and (3). Section 5. Section 6(3). In section 8, subsections (2) and (5).

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		In section 9, in subsection (1), paragraph (b); and subsections (2) and (4).
		In section 10, subsection (2).
		Section 15.
1965 c. 13.	The Rivers (Prevention of Pollution) (Scotland) Act 1965.	Section 1(10).
		In section 3(2), the words from “ and the proviso ” to the end.
1965 c. 41.	The Local Government (Scotland) Act 1947 (Amendment) Act 1965.	The whole Act.
1965 c. 49.	The Registration of Births, Deaths and Marriages (Scotland) Act 1965.	In section 8(5), the words from “ by their ” to “ town clerk ”.
		In section 56(1), the definition of “ local authority ”.
1965 c. 57.	The Nuclear Installations Act 1965.	In section 3(3)(d), the words “ or local ”.
1966 c. 9.	The Rating Act 1966.	In section 2, in subsection (1), in paragraph (b), the words from “ under the House ” to “ 1920, or ”; and, in subsection (12), in paragraph (b), the words from “ or any corresponding provision ” to the end.
		In section 4, in subsection (5), the words “ or any provision for like purposes contained in any local Act ” and the words from “ or any such provision ” to the end.
		Sections 5 to 8.
1966 c. 20.	The Ministry of Social Security Act 1966.	In Schedule 4, paragraph 2(5).
1966 c. 49.	The Housing (Scotland) Act 1966.	Section 98.
		In section 107, in subsection (2), the words

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1966 c. 51.	The Local Government (Scotland) Act 1966.	<p>from “ who are not ” to “ another fire authority ”.</p> <p>In section 147, the words “ subject to the approval of the Secretary of State ”.</p> <p>Sections 173 and 174.</p> <p>In section 184, the words “ the sanitary inspector or ”.</p> <p>In section 185(1)(b), the words “ the sanitary inspector or ” and the words “ of such officer or ”.</p> <p>In section 193, in subsection (1)(a), in head (i), the word “ or ” occurring at the end, and head (ii).</p> <p>Section 201.</p> <p>In section 208(1), the definitions of “ burgh ” and “ large burgh ”.</p> <p>In section 2, in subsection (2), in paragraph (b), the words “ and grants under the Rating Act 1966 ”.</p> <p>Section 11(3).</p> <p>Section 28(5).</p> <p>In section 30, subsections (3) and (4).</p> <p>Sections 31 and 32.</p> <p>Section 33(2).</p> <p>Sections 36, 37 and 39.</p> <p>In Schedule 1, in Part I, paragraph 2; and, in paragraph 5(2), the words from “ and joint ” to “ constituent councils ”.</p> <p>In Schedule 1, in Part II, in paragraph 1, the words from “ shall be payable ” to “ burgh, but ”; and paragraph 3.</p> <p>In Schedule 2, in paragraph 19(a), the words “ and, where appropriate, the separately</p>
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Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

		rated areas ”; paragraph 22; and, in paragraph 27, the definitions of “ burgh ” and “ separately rated area ”.
		In Schedule 5, paragraphs 1 and 4.
1967 c. 8.	The Plant Health Act 1967.	In section 5(2), the words from “ in such manner ” to “ direct ”.
		In section 6(3), the words from “ in such ”, where first occurring, to “ direction ”.
1967 c. 69.	The Civic Amenities Act 1967.	In section 18, in subsection (7), the words “ Subject to the following subsection ” and the words from “ so however ” onwards, subsection (8) and, in subsection (9), the words “ or subsection (8) ”.
1967 c. 76.	The Road Traffic Regulation Act 1967.	In section 21, subsection (2), in subsection (6), the words from “ and in relation to ” to the end, and subsection (7).
		In section 29, in subsection (1), the words from “ exercisable ” to “ by him ”, and subsection (2).
		In section 31(2), the words from “ and where ” onwards.
		In section 37(5), the words “ in the prescribed manner ”, and the words from “ and in this ” onwards.
		In section 44, in subsection (2), in the proviso, the words from “ but shall not ” onwards, and in subsection (3)(c) the words “ with the consent of the appropriate Minister ”.
		In section 69(3), the words from “ but where ” to the end.
		Section 76(3).
		Section 105.

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1967 c. 77.

The Police (Scotland) Act
1967.

Section 4(3).

In section 15 in subsection (3), the words “the magistrates of any burgh comprising any part of the area”, and in subsection (5) the words “to the magistrates of any burgh, or” and the words “respectively, of the burgh or”.

In section 17(3), paragraph (a) and, in paragraph (b), the words from the beginning to “burgh”.

In section 19, in subsection (2), paragraph (e).

In section 51, in subsection (1), the definition of “burgh”, and subsection (2).

Schedule 1.

1967 c. 78.

The Water (Scotland) Act
1967.

Sections 1 and 2.

In section 5, subsection (1) (a), in subsection (1)(c) the words “any region, or” and subsection (3) so far as relating to new regional water boards.

Section 8.

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Part III.

Section 28.

Section 29 so far as relating to regional water boards.

In section 33, in subsection (4), the words “all local authorities whose districts are affected by the order and” and paragraph (a).

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		<p>In section 34(1), the definitions of “ constituent council ”, “ local authority ”, “ region ” and “ regional water board ”, in the definition of “ first appointed day ”, the words “ 1(4)(a) or ” and, in the definition of “ second appointed day ”, the words “ 1(4)(b) or ”.</p> <p>In Schedule 1, Part I.</p> <p>In Schedule 2, paragraph 13.</p> <p>Schedule 4 so far as relating to regional water boards, and the following provisions of that Schedule so far as relating to water development boards—</p> <p>paragraph 5(2) and (3), in paragraph 10, the word “ triennial ”, in paragraph 18, the word “ county ”, wherever it occurs, and paragraph 25.</p>
1967 c. 86.	The Countryside (Scotland) Act 1967.	<p>In section 2, in subsection (1), the words from “ or, before ” onwards, in subsection (2), in paragraph (b), the words “ burghs or other ” and paragraph (d), and subsection (8).</p> <p>In section 41(1)(b), the words “ with the approval of the Secretary of State ”.</p> <p>In section 49, subsections (6) and (7).</p> <p>In section 78(1), the definition of “ district council ”.</p>
1968 c. 16.	The New Towns (Scotland) Act 1968.	<p>Section 33.</p> <p>In section 34, in subsection (1), the words “ or, as the case may be, regional water board ”, where twice occurring, in subsection (2), the words “ or as the case</p>

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		may be, regional water board ”, where twice occurring, and the words “ or board ”, and, in subsection (3), the words “ or regional water board ”, where twice occurring.
		In section 41(2), the words from “ so far ” to “ a county ”.
		In section 47, in subsection (1), the definition of “ regional water board ”, in subsection (6), the words “ or regional water board ”, and subsection (7).
1968 c. 27.	The Firearms Act 1968.	In section 46(1), the words from “ or any magistrate ” to “ Police Act ”.
1968 c. 29.	The Trade Descriptions Act 1968.	In section 26(1) the words from “ and section 37 ” to the end.
1968 c. 31.	The Housing (Financial Provisions) (Scotland) Act 1968.	In section 51, subsection (3).
1968 c. 46.	The Health Services and Public Health Act 1968.	In section 65(6), in subsection (2A), the last paragraph and, in subsection (2B), paragraph (b).
1968 c. 47.	The Sewerage (Scotland) Act 1968.	In section 3(4), the words from “ otherwise ” to “ 5 below ”. Section 5. In section 6, the words “ by virtue of an agreement under section 5 above or ”. Section 7(4). In section 10(1), the words “ and approved by the Secretary of State ”. In section 16(1), in paragraph (b), the words from “ whether ” where first occurring, to “ and ”, and in paragraph (c), the words from “ whether ” onwards.

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		In section 18, subsections (4) to (6).
		Section 19.
		In section 59(1), the definitions of “ area ”, “ burgh rate ”, “ county rate ” and “ special district sewer rate ”.
		In Schedule 1, paragraph 1.
1968 c. 49.	The Social Work (Scotland) Act 1968.	Section 1(3) and (6).
		Section 2(3).
		In section 22, the words “ the Secretary of State or ”.
		In section 36, in subsection (1), the words “ in accordance with the provisions of this section ”, and subsections (3) and (7).
		In Schedule 3, in paragraph 3, the words after “ Secretary of State ”.
1968 c. 54.	The Theatres Act 1968.	In section 15(1), the words from “ and in relation ” onwards.
1968 c. 65.	The Gaming Act 1968.	In Schedule 9, paragraph 2.
		In Schedule 11, Part II.
1968 c. 73.	The Transport Act 1968.	In section 9(2), sub-paragraph (i).
		In section 10(1)(xvi), the words “ and the consent of the Minister ”.
		Section 11(4).
		Section 11(5).
		In section 12(4), the words “ with the consent of the Minister ”.
		In section 14(3), the words “ and to each of the councils of constituent areas ”.
		In section 16, in subsection (2), the words

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from “ and (d) ” onwards, and subsections (3), (4) and (5).

In section 18, in subsection (1), the words “ to the Minister and ”, and in subsection (2), the words “ to the Minister and ”.

Section 21(5)(a).

In section 36, in subsection (2), the words “ subject to subsection (3) of this section ” and subsections (3) to (8).

In section 37, in subsection (1), the words from “ with the consent ” to “ State ”, and subsection (2).

Section 58.

In section 123, the words from “ and ” at the end of subsection (1)(a) to the end of the section.

Section 138(7), (8) and (9) (a).

Section 151.

In Schedule 5, Part I, and, in Part III, paragraphs 2, 3(a), 4, 5, 10, 12, 14, 16 and 17, in paragraphs 6, 7 and 9, the words “ the Authority and ” and “ respectively ” in each place where they occur, in paragraph 8, the words “ the Authority or ” and “ the Chairman of the Authority or, as the case may be ”, in paragraph 11, the words “ the Authority or ” in sub-paragraph (a) and “ the Authority ” in sub-paragraph (b), and, in paragraph 13, the words “ the Authority or ”, in both places where they occur, and “ the Authority ”, where those words last occur.

In Schedule 16, paragraph 8(1)(d)(ii).

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1969 c. 13.	The Licensing (Scotland) Act 1969.	The whole Act.
1969 c. 15.	The Representation of the People Act 1969.	<p>Section 6(1).</p> <p>In section 11(3), the words “ or, in Scotland, an electoral division ”.</p> <p>Section 12(2).</p> <p>Section 13(4).</p> <p>In section 13(5), the words “ and rule 18 of those in Schedule 3 ”.</p> <p>In section 14 the words “ and the local elections rules ”.</p> <p>Section 15.</p> <p>Section 19(2) and (4).</p> <p>In Schedule 1, in Part I the words from “ In Schedule 3 (Scottish local elections rules) ” onwards.</p> <p>In Schedule 1, in Part II, paragraph 1(1); paragraph 3; in paragraph 4, the words “ and rule 13 of the Scottish rules ”; paragraph 6(2); paragraph 7; in paragraph 9, the words “ and in rule 37(1) of the Scottish rules ”; in paragraph 10(1), the words “ and in rule 37(3) of the Scottish rules ”; in paragraph 12(1) the proviso; and paragraph 13(3) and (5).</p> <p>In Schedule 2, in paragraph 23, sub-paragraph (2); in paragraph 25, sub-paragraph (1), and in sub-paragraph (2) the words “ and rule 24 of the local elections rules in Schedule 3 ”; in paragraph 26, sub-paragraph (3); in paragraph 27, the words “ and in rule 26 of the local elections rules in Schedule 3 ”; in paragraph 28, the words “ and in rule 33(3)(b) of</p>

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		the local elections rules in Schedule 3 ”; in paragraph 29, subparagraph (2); in paragraph 30, the words “ and rule 41(4) of the local elections rules in Schedule 3 ”; in paragraph 32, the words from “ and a Note ” onwards; in paragraph 33, the words from “ and a note ” onwards; paragraphs 34, 35 and 36; and in paragraph 37, the words “ and in that to Schedule 3 ”.
1969 c. 19.	The Decimal Currency Act 1969.	In Schedule 2, paragraph 10.
1969 c. 41.	The National Mod (Scotland) Act 1969.	The whole Act.
1969 c. 49.	The Education (Scotland) Act 1969.	In section 2(1), the words “ (other than the town council of a burgh being a county of a city) ”. In Schedule 4, in paragraph 7(2), the proviso.
1969 c. xxiv.	The Tweed Fisheries Act 1969.	Section 3. In section 5(2) the words from “ but ” onwards.
1970 c. 9.	The Taxes Management Act 1970.	In section 5(2), the words from “ in the county ” onwards.
1970 c. 20.	The Roads (Scotland) Act 1970.	In section 4(1)(d), the words “ in special scavenging districts ”. In section 28(3), the definition of “ local authority ”.
1970 c. 39.	The Local Authorities (Goods and Services) Act 1970.	In section 2(2), the words from “ and, in relation ” onwards.
1970 c. 40.	The Agriculture Act 1970.	Section 93. In section 97(1), the words from “ at any time ” to “ 1969 ”.

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1971 c. 7.	The Local Authorities (Qualification of Members) Act 1971.	The whole Act.
1971 c. 28.	The Rent (Scotland) Act 1971.	<p>In sections 36(1) and 47(1), the definition of “ rates ”.</p> <p>In section 37, in subsection (2), the words from “ and for the purposes ” to the end, and subsection (6).</p> <p>In section 69, in subsection (1), the definition of “ local authority ”, and, in subsection (4), the words from “ In this ” onwards.</p> <p>In section 82, the definition of “ local authority ”.</p> <p>In section 85(1), the words from “ and which is situated ” to the end.</p> <p>Section 97(1).</p> <p>Section 106(9).</p> <p>Section 125(4).</p> <p>In Schedule 8, paragraph 1(6) (c) and, in paragraph 1(8)(b) the words from “ other than ” to “ 1920 ”.</p>
1971 c. 40.	The Fire Precautions Act 1971.	In section 17, in subsection (1), in paragraph (ii), the words “ section 1 of ”, and in subsection (2) the words “ or buildings authority ”.
1972 c. 20.	The Road Traffic Act 1972.	<p>In section 43(3), the words “ or of a large burgh (within the meaning of the Local Government (Scotland) Act 1947 ”.</p> <p>Section 197.</p>
1972 c. 52.	The Town and Country Planning (Scotland) Act 1972.	<p>Sections 1, 2 and 3.</p> <p>In section 9, subsections (1) and (2).</p>

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In section 10(2), the words from “ (but not ” to “ local plan) ”

In section 13(3), the words from “ but as if ” to the end.

In section 25(1), the word “ either ” and the words from first “ or ” onwards.

In section 28 subsections (2) and (3).

In section 43, in subsection (1), the words from “ and (b) ” onwards, and in subsection (3), the words from “ and the notice ” onwards.

In section 63(1), the words from “ then ” to “ State ”.

In section 84(1), the words from “ to any ” to “ State and ”.

In section 96(1), the words from “ may give ” to “ notice, or ”.

In section 107(3), the words “ application for ”.

In section 109(1), the words “ with the consent of the Secretary of State ”.

In section 111(1), the words “ and confirmed by the Secretary of State ”.

In section 112, subsections (2) and (3).

In section 113, subsection (2), in subsection (3), the words from “ except ” to “ State ”, and, in subsection (6), the words from “ and on the ” to “ under this section ”.

In section 114, subsections (3) and (4).

In section 115, in subsection (1), the words

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from “ and the Secretary ”
onwards, and subsection (2).

In section 118, in
subsection (1), the proviso,
subsection (2) and, in
subsection (3), the words
from the beginning to “
regulations ”.

In section 153(1), the words
from “ (other ” to “ State) ”.

In section 204(7), the words
from “ and ” onwards.

Section 242(3).

In section 260, in
subsection (1) the words
from “ may give ” to
“ confirmation or ”, 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 ”, and in
subsection (6), the words “
council or ”.

Section 261.

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In section 275(1), the
definitions of “ joint planning
committee ”, “ large burgh ”
and “ small burgh ”.

Schedules 1 and 2.

In Schedule 10, paragraph
3 and in paragraph 10, the
words from “ may give ” to “
confirmation, or ”.

In Schedule 22, paragraph 69.

1972 c. 58.

The National Health Service
(Scotland) Act 1972.

In Schedule 6, paragraph 132.

1973 c. 28.

The Rate Rebate Act 1973.

The whole Act.

Textual Amendments

F251 Entries repealed by [Local Government \(Scotland\) Act 1975 \(c. 30\)](#), [Sch. 7](#)

F252 Entry repealed by [Local Government \(Scotland\) Act 1975 \(c. 30\)](#), [Sch. 7](#)

Status: Point in time view as at 06/04/2011.

Changes to legislation: Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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)

F253 Entry repealed by [Town and Country Amenities Act 1974 \(c. 32\)](#), [Sch.](#)

Status:

Point in time view as at 06/04/2011.

Changes to legislation:

Local Government (Scotland) Act 1973 is up to date with all changes known to be in force on or before 02 July 2024. 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.