

**Changes to legislation:** Water (Scotland) Act 1980, Paragraph 2 is up to date with all changes known to be in force on or before 23 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) View outstanding changes

## SCHEDULES

### SCHEDULE 1

#### PROCEDURE FOR MAKING ORDERS AND MAKING AND CONFIRMING BYELAWS

#### PART I

*Orders made by the Secretary of State under section 17(2) and (if made on application of water authority or water development board) sections 19, 29(2) and 107(1).*

- 2 Not later than the date on which the said notice is first published, [<sup>F1</sup>Scottish Water] shall serve a copy thereof—
- (i) on the [<sup>F2</sup> . . . [<sup>F3</sup>local authority]] for every area affected by the order along with a copy of the draft order;
  - (ii) where it is proposed that the order shall authorise the acquisition of rights to take water, on the fishery district board of any fishery district from which water is to be taken under the rights acquired, on any navigation authority exercising functions in relation to any watercourse from which water is to be taken under the rights acquired and on any public undertakers [<sup>F4</sup>or licence holder within the meaning of Part I of the Electricity Act 1989] known by [<sup>F5</sup>Scottish Water] to be authorised by [<sup>F4</sup>or by virtue of] any enactment to take or use water from any such watercourse and in the case of an order under section 17(2) [<sup>F6</sup>on the Scottish Environment Protection Agency].

#### Textual Amendments

- F1** Words in Sch. 1 para. 2 substituted (1.4.2002) by Water Industry (Scotland) Act 2002 (asp 3), s. 71(1), **Sch. 6 para. 64(3)(a)** (with s. 67); S.S.I. 2002/118, **art. 2(3)**
- F2** Words in Sch. 1 para. 2(i) repealed (1.4.2002) by Water Industry (Scotland) Act 2002 (asp 3), s. 71(1), **Sch. 6 para. 64(3)(b)** (with s. 67); S.S.I. 2002/118, **art. 2(3)**
- F3** Words in Sch. 1 para. 2(i) substituted (1.4.1996) by 1994 c. 39, s. 180(1), **Sch. 13 para. 119(54)(i)**; S.I. 1996/323, **art. 4(1)(c)**
- F4** Words inserted by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(1), **Sch. 16 para. 26(2)(a)**
- F5** Words in Sch. 1 para. 2(ii) substituted (1.4.2002) by Water Industry (Scotland) Act 2002 (asp 3), s. 71(1), **Sch. 6 para. 64(3)(c)** (with s. 67); S.S.I. 2002/118, **art. 2(3)**
- F6** Words in Sch. 1 para. 2(ii) substituted (1.4.1996) by 1995 c. 25, s. 120, **Sch. 22 para. 34(5)(a)**; S.I. 1996/186, **art. 3**

**Changes to legislation:**

Water (Scotland) Act 1980, Paragraph 2 is up to date with all changes known to be in force on or before 23 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.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 24(1A) inserted by [2003 asp 3 sch. 4 para. 3\(3\)](#)
- s. 110A certain functions transferred by [S.I. 1999/1750 art. 3Sch. 2](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 110A by 1995 c. 25, Sch. 21 para. 5 has not yet been brought into force)
- s. 110A inserted by [1995 c. 25 Sch. 21 para. 5](#)
- s. 110A(7) words substituted by [1997 c. 11 Sch. 2 para. 30\(2\)\(a\)](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 110A by 1995 c. 25, Sch. 21 para. 5 has not yet been brought into force)
- s. 110A(8) words substituted by [1997 c. 11 Sch. 2 para. 30\(2\)\(b\)](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 110A by 1995 c. 25, Sch. 21 para. 5 has not yet been brought into force)
- Sch. 3 para. 4(3)(4) inserted by [2003 asp 3 sch. 4 para. 4\(2\)](#)
- Sch. 3 para. 6(1A) inserted by [2003 asp 3 sch. 4 para. 4\(3\)](#)
- Sch. 4 s. 34(3) inserted by [2003 asp 3 sch. 4 para. 5](#)