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SCHEDULES

SCHEDULE 7

Section 67(1).

MINOR AND CONSEQUENTIAL AMENDMENTS

Interpretation

1 In this Schedule “public gas supplier” has the same meaning as in Part I of this Act.

Enactments relating to statutory undertakers etc.

- 2 (1) A public gas supplier shall be deemed to be a statutory undertaker and his undertaking a statutory undertaking for the purposes of the following enactments, namely—
- (i) the ^{M1}Public Health Act 1925;
 - (ii) the ^{M2}Public Health Act 1936;
 - [^{F1}(iii) Schedule 3 to the ^{M3}Water Act 1945;]
 - (iv) the ^{M4}Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947;
 - (v) section 4 of the ^{M5}Requisitioned Land and War Works Act 1948;
 - [^{F1}(vi) the ^{M6}Water Act 1948;]
 - (vii) the National Parks and Access to the ^{M7}Countryside Act 1949;
 - (viii) the ^{M8}Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951;
 - (ix) the ^{M9}Landlord and Tenant Act 1954;
 - (x) the ^{M10}Opencast Coal Act 1958;
 - (xi) the ^{M11}Flood Prevention (Scotland) Act 1961;
 - (xii) section 17(10) of the ^{M12}Public Health Act 1961;
 - (xiii) the ^{M13}Pipe-lines Act 1962;
 - (xiv) Schedule 3 to the ^{M14}Harbours Act 1964;
 - (xv) Schedule 6 to the ^{M15}Gas Act 1965;
 - (xvi)
 - ^{F2}(xvii) section 56 of the ^{M16}Housing (Scotland) Act 1966;
 - (xviii) section 40 of the ^{M17}Forestry Act 1967;
 - (xix) section 50 of the ^{M18}Agriculture Act 1967;
 - (xx) sections 38 and 66 of the ^{M19}Countryside (Scotland) Act 1967;
 - (xxi) the ^{M20}New Towns (Scotland) Act 1968;
 - (xxii) section 11 of and paragraph 6 of Schedule 2 to the ^{M21}Countryside Act 1968;
 - (xxiii) section 22 of the ^{M22}Sewerage (Scotland) Act 1968;
 - (xxiv) ^{F3}

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- (xxv) sections 19, 37, 45, 46, [F⁴, 56G,] 108(2), 117 to 119, 121, 138, 154(3), 170 to 172, 175, 181, 195(6), 198(3), 199(2), 202(3), 205, 211, 212, 214, 216 to 230, 233(7), 242, 259, 266(6)(b) and 275(2) of, and Schedule 8, paragraphs 1 to 3 of Schedule 17 and Schedule 18 to, the M²³Town and Country Planning (Scotland) Act 1972;
- (xxvi) F⁵
- (xxvii) sections 51 F⁶ of the M²⁴Land Compensation Act 1973;
- (xxviii) sections 47 and 67 of the M²⁵Land Compensation (Scotland) Act 1973;
- (xxix) section 73 of the Control of Pollution M²⁶Act 1974;
- (xxx) sections 33, 34 and 36A of the M²⁷Housing (Scotland) Act 1974;
- (xxxi) F⁷
- (xxxii) the M²⁸Welsh Development Agency Act 1975;
- (xxxiii) sections 15(3) and 26 of the M²⁹Local Government (Miscellaneous Provisions) Act 1976;
- (xxxiv) the M³⁰Development of Rural Wales Act 1976;
- (xxxv) section 9(3) of the M³¹Inner Urban Areas Act 1978;
- (xxxvi) F⁸
- (xxxvii) the M³²Ancient Monuments and Archaeological Areas Act 1979;
- (xxxviii) section 16 of and Schedule 4 to the M³³Water (Scotland) Act 1980;
- (xxxix) Parts XII and XVI and section 120 of the M³⁴Local Government, Planning and Land Act 1980;
- (xl) the M³⁵Highways Act 1980;
- (xli) the M³⁶New Towns Act 1981;
- (xlii) the M³⁷Acquisition of Land Act 1981;
- (xliii) the M³⁸Civil Aviation Act 1982;
- (xliv) section 30 of the M³⁹Local Government (Miscellaneous Provisions) Act 1982;
- (xlv) section 2(2)(c) of the M⁴⁰Cycle Tracks Act 1984;
- (xlvi) the M⁴¹Roads (Scotland) Act 1984;
- (xlvii) the M⁴²Building Act 1984;
- (xlviii) sections 283(2) and 296 of the M⁴³Housing Act 1985.
- [F⁹(xlix) section 9 of the Enterprise and New Towns (Scotland) Act 1990.]
- (2) References to gas undertakers in the following enactments shall have effect as references to a public gas supplier, namely—
- (a) section 17(1)(b) of the M⁴⁴Requisitioned Land and War Works Act 1945;
- (b) the M⁴⁵Local Government (Omnibus Shelters and Queue Barriers) (Scotland) Act 1958;
- (c) F¹⁰
- (d) section 204(2)(a) of the M⁴⁶Town and Country Planning (Scotland) Act 1972;
- (e) sections 73(11)(c) and 74(11)(b) of the M⁴⁷Highways Act 1980;
- (f) section 48(6)(c) of the M⁴⁸Civil Aviation Act 1982;
- (g) paragraph 3 of Schedule 5 to the M⁴⁹Road Traffic Regulation Act 1984.

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- (3) References in the ^{M50}Landlord and Tenant Act 1927 to a statutory company shall be deemed to include references to a public gas supplier.
- (4) References to public utility undertakers in the ^{M51}Civil Defence Act 1939 shall be deemed to include references to a public gas supplier.
- ^{F11}(5)
- ^{F12}(6) A public gas supplier shall be deemed to be an excepted undertaker for the purposes of section 6 of the ^{M52}Water Act 1981].
- (7) Paragraph 23 of Schedule 2 to the ^{M53}Telecommunications Act 1984 (undertakers' works) shall apply to a public gas supplier for the purposes of any works carried out by him.
- (8) The reference in section 82(4) of the ^{M54}Building Act 1984 (provisions with respect to demolition orders) to a person authorised by an enactment to carry on an undertaking for the supply of gas shall have effect as a reference to a public gas supplier.
- (9) In the following enactments, namely—
- ^{F13}(a) the ^{M55}Water Act 1948;]
 - (b) section 39 of the ^{M56}Opencast Coal Act 1958;
 - (c) paragraph 2 of Schedule 6 to the ^{M57}Gas Act 1965;
 - (d) the ^{M58}New Towns (Scotland) Act 1968;
 - (e) ^{F14}
 - (f) sections 195(6), 214 to 227, 266(6)(b) and 275(2) of, and Schedule 8 to, the Town and Country Planning (Scotland) Act 1972;
 - (g) ^{F15}
 - (h) the ^{M59}Welsh Development Agency Act 1975;
 - (i) the ^{M60}Development of Rural Wales Act 1976;
 - (j) the ^{M61}New Towns Act 1981,
- ^{F16}(k) section 9 of the Enterprise and New Towns (Scotland) Act 1990;]
- “the appropriate Minister”, in relation to a public gas supplier, shall mean the ^{F17}Secretary of State for Trade and Industry].
- (10) In the following enactments, namely—
- (a) the ^{M62}Pipe-lines Act 1962;
 - (b) Schedule 3 to the ^{M63}Harbours Act 1964;
 - (c) Section 121 of the ^{M64}Highways Act 1980; and
 - (d) the ^{M65}Acquisition of Land Act 1981,
- “the appropriate Minister”, in relation to a public gas supplier, shall mean the Secretary of State.

Textual Amendments

- F1** Sch. 7 para. 2(1)(iii)(vi) repealed (E.W.) by [Water Act 1989 \(c. 15, SIF 130\)](#), s. 190(3), [Sch. 27 Pt. I](#) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), [Sch. 26 paras. 3\(1\)\(2\), 17, 40\(4\), 41\(1\), 57\(6\), 58](#))

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- F2** Sch. 7 para. 2(1)(xvi) repealed by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(2), **Sch. 5 Pt. III**
- F3** Sch. 7 para. 2(1)(xxiv) repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1,2), s. 3, **Sch. 1 Pt. I**
- F4** Words in Sch. 7 para. 2(1)(xxv) inserted (S.) (1.5.1993) by Housing and Planning Act 1986 (c. 63, SIF 44:2), s. 37, **Sch. 7 Pt. II para. 8** (as amended (1.5.1993) by Environmental Protection Act 1990 (c. 43), s. 162(2), **Sch. 16 Pt. VII**; S.I. 1993/274, **art. 3**); S.I. 1993/273, **art. 5(2)**.
- F5** Sch. 7 para. 2(1)(xxvi) repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, **Sch. 1 Pt. I**
- F6** Words repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, **Sch. 1 Pt. I**
- F7** Sch. 7 para. 2(1) (xxxi) repealed by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(2), **Sch. 5 Pt. I**
- F8** Sch. 7 para. 2(1) (xxxvi) repealed by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(4), **Sch. 18**
- F9** Sch. 7 para. 2(1)(xlix) added by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(1), **Sch. 4 para. 14(a)**
- F10** Sch. 7 para. 2(2)(c) repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, **Sch. 1 Pt. I**
- F11** Sch. 7 para. 2(5) repealed (1.1.1993) by New Roads and Street Works Act 1991 (c. 22, SIF 59), s. 168(2), **Sch. 9**, (with s. 25(2)); (E.W.) S.I. 1992/2984, art. 2(2), **Sch. 2** and (S.) S.I. 1992/2990, art. 2(2), **Sch. 2**.
- F12** Sch. 7 para. 2(6) repealed (E.W.) (1.12.1991) by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), ss. 3(1), 4(2), **Sch. 3** (with s. 2(2), Sch. 2 paras. 10, 14(1), 15)
- F13** Sch. 7 para. 2(9)(a) repealed (E.W.) by Water Act 1989 (c. 15, SIF 130), s. 190(3), **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)
- F14** Sch. 7 para. 2(9)(e) repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, **Sch. 1 Pt. I**
- F15** Sch. 7 para 2(9)(g) repealed by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(2), Sch. 5 Pt. I
- F16** Sch. 7 para.2(9)(k) inserted by Enterprise and New Towns (Scotland) Act 1990 (c. 35, SIF 64), s. 38(1), **Sch. 4 para. 14(b)**
- F17** Words in Sch. 7 para. 2(9) substituted (5.7.1992) by S.I 1992/1314, art. 3(3), Sch. para. 1(d).

Marginal Citations

- M1** 1925 c.71.
M2 1936 c. 49.
M3 1945 c. 42.
M4 1947 c. 42.
M5 1948 c. 17.
M6 1948 c. 22.
M7 1949 c. 97.
M8 1951 c. 65.
M9 1954 c. 56.
M10 1958 c. 69.
M11 1961 c. 47.
M12 1961 c. 64.
M13 1962 c. 58.
M14 1964 c. 40.
M15 1965 c. 36.
M16 1966 c. 49.
M17 1967 c. 10.
M18 1967 c. 22.
M19 1967 c. 86.
M20 1968 c. 16.

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- M21 1968 c. 41.
- M22 1968 c. 47.
- M23 1972 c. 52.
- M24 1973 c. 26.
- M25 1973 c. 56.
- M26 1974 c. 40.
- M27 1974 c. 45.
- M28 1975 c. 70.
- M29 1976 c. 57.
- M30 1976 c. 75.
- M31 1978 c. 50.
- M32 1979 c. 46.
- M33 1980 c. 45.
- M34 1980 c. 65.
- M35 1980 c. 66.
- M36 1981 c. 64.
- M37 1981 c. 67.
- M38 1982 c. 16.
- M39 1982 c. 30.
- M40 1984 c. 38.
- M41 1984 c. 54.
- M42 1984 c. 55.
- M43 1985 c. 68.
- M44 1945 c. 43.
- M45 1958 c. 50.
- M46 1972 c. 52.
- M47 1980 c. 66.
- M48 1982 c. 16.
- M49 1984 c. 27.
- M50 1927 c. 36.
- M51 1939 c. 31.
- M52 1981 c. 12.
- M53 1984 c. 12.
- M54 1984 c. 55.
- M55 1948 c. 42.
- M56 1958 c. 69.
- M57 1965 c. 36.
- M58 1968 c. 16.
- M59 1975 c. 70.
- M60 1976 c. 75.
- M61 1981 c. 64.
- M62 1962 c. 58.
- M63 1964 c. 40.
- M64 1980 c. 66.
- M65 1981 c. 67.

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Textual Amendments

F18 Sch. 7 para. 3 repealed by Water Act 1989 (c. 15, SIF 130), s. 190(3), **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

The Rights of Entry (Gas and Electricity Boards) Act 1954

- 4 (1) ^{F19}
- (5) In section 3(1) of that Act—
- (a) the definition of “the Corporation” shall be omitted;
 - (b) ^{F20}
 - (c) after the definition of “premises” there shall be inserted the following definition—

““public gas supplier” has the same meaning as in Part I of the Gas Act 1986;”.

Textual Amendments

F19 Sch. 7 para. 4(1)–(4) repealed by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(4), **Sch. 18**

F20 Sch. 7 para. 4(5)(b) repealed by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(4), **Sch. 18**

The Pipe-lines Act 1962

- 5 (1) In section 58(1) of the ^{M66}Pipe-lines Act 1962 (statutory bodies to whom, or in relation to whose pipe-lines, certain provisions of that Act do not apply), for paragraph (a) there shall be substituted the following paragraph—
- “(a) a public gas supplier within the meaning of Part I of the Gas Act 1986;”.
- (2) Notwithstanding subsection (4) of the said section 58, but subject to sub-paragraph (3) below, the references to a pipe-line in sections 27(1) and 31(1) of the said Act of 1962 (protection of pipe-lines imperilled by buildings, structures or deposits) shall include references to any pipe-line vested in a public gas supplier other than one laid in a street or a service pipe.
- (3) The application by virtue of sub-paragraph (2) above of the said section 27(1) and the said section 31(1) to a particular part of any pipe-line shall be dependent upon there having been previously deposited with every local authority in whose area the part lies by the public gas supplier a map, on a scale not less than 1 in 10,560, showing the route taken by the part.
- (4) A local authority holding a map relating to a pipe-line vested in a public gas supplier shall keep the map at their offices, and shall secure that it is open to inspection by any person at all reasonable times free of charge.
- (5) In this paragraph—
- “local authority” means—

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- (a) in England and Wales, the council of a county, district or London borough, and the Common Council of the City of London; and
- (b) in Scotland, an islands or district council;

“street” has the same meaning as in [F21Part III of the New Roads and Street Works Act 1991].

[F22(6) In its application to Scotland this paragraph shall have effect with the substitution for any reference to a street of a reference to a road within the meaning of Part IV of the New Roads and Street Works Act 1991.]

Textual Amendments

- F21** Words in Sch. 7 para. 5(5) substituted (1.1.1993) by New Roads and Street Works Act 1991 (c. 22, SIF 59, 108), s. 168(1), Sch. 8 para. 120(2) (with s. 25(2)); (E.W.) S.I. 1992/2984, art. 2(2), Sch. 2 and (S.) S.I. 1992/2990, art. 2(2), Sch. 2.
- F22** Sch. 7 para. 5(6) substituted (1.1.1993) by New Roads and Street Works Act 1991 (c. 22, SIF 59, 108), s. 168(1), Sch. 8 para. 120(3) (with s. 25(2)); (E.W.) S.I. 1992/2984, art. 2(2), Sch. 2 and (S.) S.I. 1992/2990, art. 2(2), Sch. 2.

Marginal Citations

- M66** 1962 c. 58.

- 6 (1) The ^{M67}Gas Act 1965—
- (a) shall have effect without the amendments made by paragraph 14 of Schedule 6 to the 1972 Act and the associated repeals made by Schedule 8 to that Act; and
 - (b) as so having effect, shall be amended as follows.
- (2) In Part II, for the words “gas authority”, wherever they occur, there shall be substituted the words “public gas supplier”.
 - (3) In Part II, for the words “section 11 of the principal Act”, wherever they occur, there shall be substituted the words “Schedule 3 to the principal Act”.
 - (4) In section 4(2), the words from “shall relate only” to “statutory corporation and” shall be omitted.
 - (5) In section 5(5), for the words “inform the Minister that they object” there shall be substituted the words “informs the Minister that he objects”.
 - (6) In section 6(1), for the word “apply” there shall be substituted the word “applies”, for the word “satisfy” there shall be substituted the word “satisfies” and for the words “they think” there shall be substituted the words “he thinks”.
 - (7) In section 6(2), for the words “have taken” there shall be substituted the words “has taken” and for the word “them” there shall be substituted the word “him”.
 - (8) In section 6(3), for the word “them” there shall be substituted the word “him”.
 - (9) In section 6(4), for the word “their” there shall be substituted the word “his” and for the word “cause” there shall be substituted the word “causes”.

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- (10) In section 6(8), for the word “apply” there shall be substituted the word “applies” and for the word “they” there shall be substituted the word “he”.
- (11) In section 13(3), for the word “propose” there shall be substituted the word “proposes” and for the words “the said section 11” there shall be substituted the words “the said Schedule 3”.
- (12) In section 15(2), for the word “their” there shall be substituted the word “his”.
- (13) In section 16(1), for the words “develop or operate” there shall be substituted the words “develops or operates”.
- (14) In sections 16(5) and 18(9), for the word “fail” there shall be substituted the word “fails”.
- (15) In section 17(5), for the word “them” there shall be substituted the word “him”.
- (16) In section 19(3)—
- (a) at the beginning there shall be inserted the words “Every public gas supplier to whom a storage authorisation order applies during any period shall pay to the Minister such proportion as the Minister may determine of”; and
 - (b) for the words “shall be repaid to him by the Gas Council and” there shall be substituted the words “and any sums received by the Minister under this subsection shall be”.
- (17) In section 19(4), for the words “the Gas Council in respect of sums payable by them” there shall be substituted the words “a public gas supplier in respect of sums payable by him”.
- (18) In section 21(1), for the words “Section 68(1)” there shall be substituted the words “Section 43(1)”.
- (19) In section 21(2), for the words “Section 69(1)” there shall be substituted the words “Section 43(2)” and for the words “section 68(1)” there shall be substituted the words “section 43(1)”.
- (20) In section 21(3), the words “any gas authority or” and the words “authority or”, in the second place where they occur, shall be omitted.
- (21) In section 22(1), for the words “Section 70” there shall be substituted the words “Section 46”.
- (22) In section 22(2), for the words “Section 73 of the principal Act” there shall be substituted the words “Section 46 of the Gas Act 1972” and for the words “the principal Act”, in the second place where they occur, there shall be substituted the words “that Act”.
- (23) In section 27(1), for the words “the Corporation” there shall be substituted the words “the public gas supplier concerned”.
- (24) In section 28(1)—
- (a) the definition of “gas authority” shall be omitted; and
 - (b) for the definition of “large-scale map” there shall be substituted the following definition—

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““large-scale map” means a map drawn on a scale not less than 1 in 10,560;”

(25) In section 32(2), for the words “the Gas Act 1948, ” Area Board ’ has the same meaning as in” there shall be substituted the words “the Gas Act 1986, ” public gas supplier ’ has the same meaning as in Part I of”.

(26) In Schedule 2—

- (a) for the words “the applicants”, wherever they occur, there shall be substituted the words “the applicant”;
- (b) for the words “their proposals”, wherever they occur, there shall be substituted the words “his proposals”;
- (c) for the words “their application”, wherever they occur, there shall be substituted the words “his application”;
- (d) for the words “section 73 of the principal Act”, wherever they occur, there shall be substituted the words “section 46 of the Gas Act 1972”;
- (e) in paragraph 5(2), for the words “the applicants” there shall be substituted the words “the applicant’s”;
- (f) in paragraph 9(1), for the words “they have been, or expect” there shall be substituted the words “he has been, or expects” and for the words “they must” there shall be substituted the words “he must”;
- (g) in paragraph 9(2), for the word “have”, in both places where it occurs, there shall be substituted the word “has”; and
- (h) in paragraph 14(1), for the words “gas authorities” there shall be substituted the words “public gas suppliers”.

(27) In Schedule 6—

- (a) for the words “the applicants”, wherever they occur, there shall be substituted the words “the applicant”;
- (b) in paragraph 1(2), for the words “their application” there shall be substituted the words “his application”;
- (c) in paragraph 1(4), for the words “their proposals” there shall be substituted the words “his proposals”;
- (d) in paragraph 5, for the words “gas board” there shall be substituted the words “public gas supplier”;
- (e) in paragraph 7(1), for the words “their powers” there shall be substituted the words “his powers”; and
- (f) in paragraph 7(2), for the words “their duty” there shall be substituted the words “his duty”.

Marginal Citations

M67 1965 c. 36.

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The Local Government (Scotland) Act 1966

- 7 In section 18(4) of the ^{M68}Local Government (Scotland) Act 1966, for the words “the British Gas Corporation” there shall be substituted the words “a public gas supplier within the meaning of Part I of the Gas Act 1986”.

Marginal Citations

M68 1966 c. 51.

- 8 ^{F23}

Textual Amendments

F23 Sch. 7 para. 8 repealed for financial years beginning in or after 1990 by [Local Government Finance Act 1988 \(c. 41, SIF 81:1\)](#), ss. 142, 149, **Sch. 13 Pt. I** (but subject to any saving under s. 117(8) of that 1988 Act)

The Transport Act 1968

- 9 In section 109(2) of the ^{M69}Transport Act 1968 (power of certain bodies to maintain or take over waterways and connected works), for paragraph (d) there shall be substituted the following paragraph—
“(d) a public gas supplier within the meaning of Part I of the Gas Act 1986;”.

Marginal Citations

M69 1968 c. 73.

The Post Office Act 1969

- 10 In section 7(1A) of the ^{M70}Post Office Act 1969 (powers of the Post Office), after paragraph (c) there shall be inserted the following paragraph—
“(ca) a public gas supplier (within the meaning of Part I of the Gas Act 1986);”.

Marginal Citations

M70 1969 c. 48.

The Chronically Sick and Disabled Persons Act 1970

- 11 In section 14(1) of the ^{M71}Chronically Sick and Disabled Persons Act 1970 (miscellaneous advisory committees), for the words “the National Gas Consumers’

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Council and the Regional Gas Consumers' Councils" there shall be substituted the words "the Gas Consumers' Council".

Marginal Citations

M71 1970 c. 44.

12 F24

Textual Amendments

F24 Sch. 7 para. 12 repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, Sch. 1 Pt. I

The Town and Country Planning (Scotland) Act 1972

13 In section 212(2) of the ^{M72}Town and Country Planning (Scotland) Act 1972 (cases in which land is to be treated as not operational land of statutory undertakers), for the words "the Gas Act 1972" there shall be substituted the words "the Gas Act 1986".

Marginal Citations

M72 1972 c. 52.

The Land Compensation Act 1973

14 (1) In section 44(2) of the ^{M73}Land Compensation Act 1973 (compensation for injurious affection), for the words "paragraph 13 of Schedule 2 to the Gas Act 1972" there shall be substituted the words "paragraph 7 of Schedule 3 to the Gas Act 1986".

(2) In section 58(2) of that Act (determination of material detriment where part of house etc. proposed for compulsory acquisition), for the words "paragraph 14 of Schedule 2 to the Gas Act 1972" there shall be substituted the words "paragraph 8 of Schedule 3 to the Gas Act 1986".

Marginal Citations

M73 1973 c. 26.

The Fair Trading Act 1973

15 (1) The Director General of Fair Trading shall consult with the Director before publishing under section 124 of the Fair Trading Act 1973 (publication of

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information or advice) any information or advice which the Director has power to publish under section 35(1) of this Act.

- (2) Section 125(1) of that Act (annual and other reports) shall not apply to activities of the Monopolies and Mergers Commission on which the Director is required to report by section 39(1) of this Act.
- (3) In section 133(2) of that Act (exceptions to general restriction on disclosure of information), after the words “the Director General of Telecommunications,” there shall be inserted the words “the Director General of Gas Supply,” and after the words “the ^{M74}Telecommunications Act 1984,” there shall be inserted the words “or the Gas Act 1986,”.
- (4) In Part I of Schedule 5 to that Act (goods and services referred to in section 16 of that Act), for paragraphs 1 and 2 there shall be substituted the following paragraph—

Gas supplied through pipes to tariff customers (within the meaning of Part I of the Gas Act 1986).”

Marginal Citations

M74 1984 c. 12.

The Land Compensation (Scotland) Act 1973

- 16 (1) In section 41(2) of the ^{M75}Land Compensation (Scotland) Act 1973 (compensation for injurious affection), for the words “paragraph 26 of Schedule 2 to the Gas Act 1972” there shall be substituted the words “ paragraph 24 of Schedule 3 to the Gas Act 1986 ”.
- (2) In section 54(2) of that Act (determination of material detriment where part of house etc. proposed for compulsory acquisition), for the words “paragraph 24 of Schedule 2 to the Gas Act 1972” there shall be substituted the words “ paragraph 22 of Schedule 3 to the Gas Act 1986 ”.

Marginal Citations

M75 1973 c. 56.

The Local Government Act 1974

- 17 In Schedule 3 to the ^{M76}Local Government Act 1974 (hereditaments for determining the rateable value of which provision may be made under section 19(1) of that Act), for paragraph 3 there shall be substituted the following paragraphs—

“3 Any hereditament which a relevant supplier (within the meaning of section 33 of the principal Act) is to be treated as occupying in a rating area by virtue of that section.

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- 3A Any hereditament which a private gas supplier (within the meaning of section 33A of the principal Act) is to be treated as occupying in a rating area by virtue of section 33 of that Act as applied by order under the said section 33A.
- 3B (1) Any hereditament occupied for or in connection with the conveyance of gas through pipes other than one falling within paragraph 3 or 3A above.
- (2) In this paragraph " gas " has the same meaning as in Part I of the Gas Act 1986."

Marginal Citations

M76 1974 c. 7.

The Health and Safety at Work etc. Act 1974

- 18 At the end of section 34 of the ^{M77}Health and Safety at Work etc. Act 1974 (extension of time for bringing summary proceedings) there shall be inserted the following subsection—

“(6) In the application of subsection (4) above to Scotland, after the words ” applies to ’ there shall be inserted the words ” any offence under section 33(1) (c) above where the health and safety regulations concerned were made for the general purpose mentioned in section 18(1) of the Gas Act 1986 and”.

Marginal Citations

M77 1974 c. 37.

The Consumer Credit Act 1974

- 19 In section 174(3)(a) of the ^{M78}Consumer Credit Act 1974 (exceptions to general restriction on disclosure of information), after the words “the ^{M79}Telecommunications Act 1984” there shall be inserted the words “or the Gas Act 1986” and after the words “the Director General of Telecommunications,” there shall be inserted the words “the Director General of Gas Supply,”.

Marginal Citations

M78 1974 c. 39.

M79 1984 c. 12.

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The Oil Taxation Act 1975

- 20 In paragraph 2A(4) of Schedule 3 to the ^{M80}Oil Taxation Act 1975 (petroleum revenue tax: miscellaneous provisions), for paragraphs (a) and (b) there shall be substituted the following paragraphs—
- “(a) that any authorisation granted under section 7 or 8 of the Gas Act 1986 for the supply of the gas applies to the supply of the gas under the contract mentioned in sub-paragraph (2) of that paragraph; and
 - (b) that no authorisation is required under those sections for the supply of the gas under that contract if no such authorisation is required for the supply of the gas.”

Marginal Citations

M80 1975 c. 22.

[^{F25} The Local Government (Scotland) Act 1975

Textual Amendments

F25 Sch. 7 para. 21 repealed (S.) by [Local Government Finance Act 1988 \(c. 41, SIF 81:1\)](#), ss. 142, 149, [Sch. 13](#)

- 21 In Schedule 1 to the ^{M81}Local Government (Scotland) Act 1975—
- (a) in paragraphs 3 to 3B, for references to the Corporation there shall be substituted references to a public gas supplier;
 - (b) in paragraph 3, there shall be added at the end the following sub-paragraph—
 - “(3) In this paragraph and in paragraphs 3A and 3B below—
 - “gas” means any substance which is or (if it were in a gaseous state) would be gas within the meaning of Part I of the Gas Act 1986;
 - “public gas supplier” has the same meaning as in Part I of the Gas Act 1986;
 - “private gas supplier” means a person who is authorised by section 6 of the said Act of 1986, or by an authorisation under section 8 of that Act, to supply gas through pipes to consumers’ premises.”; and
 - (c) in paragraphs 3A and 3B, for references to a private supplier there shall be substituted references to a private gas supplier.]

Marginal Citations

M81 1975 c. 30.

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The Coal Industry Act 1975

- 22 Paragraph 5(3) of Schedule 1 to the ^{M82}Coal Industry Act 1975 (supplementary provisions relating to right to withdraw support) shall have effect as if the reference to a company or other body or person carrying on an undertaking primarily for the supply of gas for public purposes or to members of the public were a reference to a public gas supplier.

Marginal Citations

M82 1975 c. 56.

The Restrictive Trade Practices Act 1976

- 23 In section 41(1)(a) of the ^{M83}Restrictive Trade Practices Act 1976 (disclosure of information), after the words “the Director General of Telecommunications,” there shall be inserted the words “ the Director General of Gas Supply, ” and after the words “or the ^{M84}Telecommunications Act 1984” there shall be inserted the words “ or the Gas Act 1986 ”.

Marginal Citations

M83 1976 c. 34.

M84 1984 c. 12.

The Local Government (Miscellaneous Provisions) Act 1976

- 24 In section 33 of the ^{M85}Local Government (Miscellaneous Provisions) Act 1976 (restoration or continuation of supply of water, gas or electricity), for the word “undertakers”, wherever it occurs, there shall be substituted the word “ person ”.

Marginal Citations

M85 1976 c. 57.

The Land Drainage Act 1976

- [^{F26}25 In section 112(2)(a) of the ^{M86}Land Drainage Act 1976 (protection of nationalised undertakings etc.), for the words “the British Gas Corporation” there shall be substituted the words “ any public gas supplier within the meaning of Part I of the Gas Act 1986 ”.]

Textual Amendments

F26 Sch. 7 para. 25 repealed (E.W.) by [Water Consolidation \(Consequential Provisions\) Act 1991](#) (c. 60, SIF 130), ss. 3(1), 4(2), **Sch.3** (with s. 2(2), Sch. 2 paras. 10, 14(1), 15)

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Marginal Citations

M86 1976 c. 70.

The Energy Act 1976

- 26 (1) In section 9(1) of the ^{M87}Energy Act 1976 (liquefaction of off-shore natural gas), for the words from “with consent” to “such consent” there shall be substituted the words “authorised by an authorisation under section 7 or 8 of the Gas Act 1986 and in compliance with any conditions of that authorisation, or providing a supply for which such an authorisation”.
- (2) In section 12(2) of that Act (disposal of gas by flaring), for the words “the British Gas Corporation” there shall be substituted the words “a public gas supplier within the meaning of Part I of the Gas Act 1986”.

Marginal Citations

M87 1976 c. 76.

The Estate Agents Act 1979

- 27 In section 10(3)(a) of the ^{M88}Estate Agents Act 1979 (exceptions to restrictions on disclosure of information), after the words “the Telecommunications Act 1984” there shall be inserted the words “or the Gas Act 1986” and after the words “the Director General of Telecommunications,” there shall be inserted the words “the Director General of Gas Supply,”.

Marginal Citations

M88 1979 c. 38.

The Competition Act 1980

- 28 (1) In subsection (2)(a) of section 19 of the ^{M89}Competition Act 1980 (exceptions to restriction on disclosure of information), after the words “the Director General of Telecommunications,” there shall be inserted the words “the Director General of Gas Supply,”.
- (2) In subsection (3) of that section, at the end there shall be inserted the following paragraph—
- “(h) the Gas Act 1986.”

Marginal Citations

M89 1980 c. 21.

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The Acquisition of Land Act 1981

- 29 In section 28 of the ^{M90}Acquisition of Land Act 1981 (acquisition of rights over land by the creation of new rights), paragraph (a) shall be omitted and after paragraph (f) there shall be inserted the following paragraph—
“(g) paragraph 1 of Schedule 3 to the Gas Act 1986.”

Marginal Citations

M90 1981 c. 67.

The Building Act 1984

- 30 In section 80(3) of the ^{M91}Building Act 1984 (notice to local authority of intended demolition), for paragraph (b) there shall be substituted the following paragraph—
“(b) any public gas supplier (as defined in Part I of the Gas Act 1986) in whose authorised area (as so defined) the building is situated,”.

Marginal Citations

M91 1984 c. 55.

- 31 ^{F27}

Textual Amendments

F27 Sch. 7 para. 31 repealed by [Insolvency Act 1986 \(c. 45, SIF 66\)](#), s. 438, [Sch. 12](#); Sch. 7 para. 31 expressed to be repealed (1.3.1996) by [1995 c. 45, s. 17\(5\)](#), [Sch. 6](#); S.I. 1996/218, [art. 2](#)

The Bankruptcy (Scotland) Act 1985

- 32 In section 70(4)(a) of the ^{M92}Bankruptcy (Scotland) Act 1985 (supplies by utilities), for the words “the British Gas Corporation” there shall be substituted the words “a public gas supplier within the meaning of Part I of the Gas Act 1986”.

Marginal Citations

M92 1985 c. 66.

Status:

Point in time view as at 01/05/1993.

Changes to legislation:

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