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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.

F12

Textual Amendments

F1 Sch. 7 para. 2 repealed (1.3.1996) by 1995 c. 45, s. 17(5), Sch. 6; S.I. 1996/218, art. 2

3 F2

Textual Amendments

F2 Sch. 7 para. 3 repealed by Water Act 1989 (c. 15, SIF 130), s. 190(3), Sch. 27 Pt.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

F34

Textual Amendments

F3 Sch. 7 para. 4 repealed (1.3.1996) by 1995 c. 45, s. 17(5), Sch. 6; S.I. 1996/218, art. 2

The Pipe-lines Act 1962

F45

Textual Amendments

F4 Sch. 7 para. 5 repealed (1.3.1996) by 1995 c. 45, s. 17(5), Sch. 6; S.I. 1996/218, art. 2

6 (1) The ^{M1}Gas Act 1965—

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- (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.

^{F5}(2)

- (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 ”.
- (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 ”.

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- (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—

““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
 - ^{F5}(h)
- (27) In Schedule 6—
- (a) for the words “the applicants”, wherever they occur, there shall be substituted the words “the applicant”;

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- (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 ”.

Textual Amendments

F5 Sch. 7 para. 6(2)(26)(h) repealed (1.3.1996) by 1995 c. 45, s. 17(5), **Sch. 6**; S.I. 1996/218, **art. 2**

Marginal Citations

M1 1965 c. 36.

The Local Government (Scotland) Act 1966

F67

Textual Amendments

F6 Sch. 7 para. 7 repealed (19.5.1997) by 1997 c. 29, s. 33(2), **Sch. 4**; S.I. 1997/1097, art. 3(d), **Sch.**

8 **F7**

Textual Amendments

F7 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 ^{M2}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

M2 1968 c. 73.

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The Post Office Act 1969

- 10 In section 7(1A) of the ^{M3}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

M3 1969 c. 48.

The Chronically Sick and Disabled Persons Act 1970

- 11 In section 14(1) of the ^{M4}Chronically Sick and Disabled Persons Act 1970 (miscellaneous advisory committees), for the words “the National Gas Consumers’ Council and the Regional Gas Consumers’ Councils” there shall be substituted the words “the Gas Consumers’ Council”.

Marginal Citations

M4 1970 c. 44.

- 12 ^{F8}

Textual Amendments

F8 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

- ^{F9}13

Textual Amendments

F9 Sch. 7 para. 13 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), Sch. 1 Pt. I (with s. 5, Sch. 3)

The Land Compensation Act 1973

- 14 (1) In section 44(2) of the ^{M5}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 ”.

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Marginal Citations

M5 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 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 ^{M6}Telecommunications Act 1984,” there shall be inserted the words “or the Gas Act 1986.”

^{F10}(4)

Textual Amendments

F10 Sch. 7 para. 15(4) repealed (1.3.1996) by 1995 c. 45, s. 17(5), Sch. 6; S.I. 1996/218, art. 2

Marginal Citations

M6 1984 c. 12.

The Land Compensation (Scotland) Act 1973

- 16 (1) In section 41(2) of the ^{M7}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

M7 1973 c. 56.

The Local Government Act 1974

^{F11}17

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Textual Amendments

F11 Sch. 7 para. 17 repealed (1.3.1996) by 1995 c. 45, s. 17(5), Sch. 6; S.I. 1996/218, art. 2

The Health and Safety at Work etc. Act 1974

18 At the end of section 34 of the ^{M8}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

M8 1974 c. 37.

The Consumer Credit Act 1974

19 In section 174(3)(a) of the ^{M9}Consumer Credit Act 1974 (exceptions to general restriction on disclosure of information), after the words “the ^{M10}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

M9 1974 c. 39.

M10 1984 c. 12.

The Oil Taxation Act 1975

^{F12}20

Textual Amendments

F12 Sch. 7 para. 20 repealed (1.3.1996) by 1995 c. 45, s. 17(5), Sch. 6; S.I. 1996/218, art. 2

[^{F13} The Local Government (Scotland) Act 1975

Textual Amendments

F13 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 ^{M11}Local Government (Scotland) Act 1975—

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- (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

M11 1975 c. 30.

The Coal Industry Act 1975

F14²²

Textual Amendments

F14 Sch. 7 para. 22 repealed (31.10.1994) by 1994 c. 21, s. 67, Sch. 11 Pt. II (with s. 40(7)); S.I. 1994/2553, art. 2

The Restrictive Trade Practices Act 1976

23 In section 41(1)(a) of the ^{M12}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 ^{M13}Telecommunications Act 1984” there shall be inserted the words “ or the Gas Act 1986 ”.

Marginal Citations

M12 1976 c. 34.

M13 1984 c. 12.

The Local Government (Miscellaneous Provisions) Act 1976

24 In section 33 of the ^{M14}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 ”.

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Marginal Citations

M14 1976 c. 57.

The Land Drainage Act 1976

[^{F15}25 In section 112(2)(a) of the ^{M15}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

F15 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)

Marginal Citations

M15 1976 c. 70.

The Energy Act 1976

26 ^{F16}(1)
(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 ”.

Textual Amendments

F16 Sch. 7 para. 26(1) repealed (1.3.1996) by 1995 c. 45, s. 17(5), **Sch. 6**; S.I. 1996/218, **art. 2**

The Estate Agents Act 1979

27 In section 10(3)(a) of the ^{M16}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

M16 1979 c. 38.

The Competition Act 1980

28 (1) In subsection (2)(a) of section 19 of the ^{M17}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,”.

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(2) In subsection (3) of that section, at the end there shall be inserted the following paragraph—

“(h) the Gas Act 1986.”

Marginal Citations

M17 1980 c. 21.

The Acquisition of Land Act 1981

29 In section 28 of the ^{M18}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

M18 1981 c. 67.

The Building Act 1984

30 In section 80(3) of the ^{M19}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

M19 1984 c. 55.

31 **F17**

Textual Amendments

F17 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 ^{M20}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

M20 1985 c. 66.

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