

Status: Point in time view as at 19/11/1998.

Changes to legislation: Local Government (Wales) Act 1994, Paragraph 17 is up to date with all changes known to be in force on or before 28 June 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)

SCHEDULES

SCHEDULE 9

PUBLIC HEALTH

The Environmental Protection Act 1990 (c. 43)

- ^{F1}17 (1) In section 4(11) of the Environmental Protection Act 1990 (which defines “local authority” for the purposes of Part I), ^{F2} . . . after “Isles of Scilly;” insert—
“(bb) in Wales, a county council or county borough council;”.
- (2) In section 30 of that Act (authorities for purposes of Part II), for [^{F3}subsection (2) (f)] substitute—
“(f) for any county or county borough in Wales, the council of the county or county borough;”.
- (3) In subsection (3) of section 30, in paragraph (a) omit “and Wales” and after paragraph (b) insert—
“(bb) for any county or county borough in Wales, the council of the county or county borough;”.
- ^{F4}(4)
- (5) In section 79(7) of that Act (miscellaneous definitions for purposes of Part III), in paragraph (b) of the definition of “local authority”, at the beginning insert “in England ” and after “council;” insert—
“(bb) in Wales, a county council or county borough council;”.
- (6) In section 86 of that Act (preliminary provisions relating to litter), in subsection (2), after paragraph (a) insert—
“(aa) a county borough council;”.
- (7) In subsection (9)(b) of section 86, at the beginning insert “in England” and after “district;” insert—
“(bb) in Wales, the council of the county or county borough;”.
- (8) In section 88 of that Act (fixed penalty notices for leaving litter), in subsection (9)—
(a) in paragraph (a), for “a county” substitute “an English county”; and
(b) in paragraph (b), immediately before “county council” insert “English ”.
- (9) In that Act, in each of—
(a) section 90(3) (litter control areas),
(b) section 92(1) (summary proceedings by litter authorities), and
(c) section 95(1) (public registers),
for “a” immediately before “county council” substitute “an English ”, and immediately before each of “regional” and “joint” insert “a ”.

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- (10) In section 93(1) of that Act (street litter control notices), for “a” immediately before “county council” substitute “an English”, and immediately before “regional” insert “ a ”.
- (11) In section 99(5) of that Act (provisions relating to abandoned trolleys), in paragraph (d), after “Isles of Scilly;” insert—
“(dd) in Wales, the council of a county or county borough;”.
- (12) In section 143 of that Act (public registers of land which may be contaminated), in subsection (6), in paragraph (b) of the definition of “local authority”, omit “and Wales” and after “council;” insert—
“(bb) in Wales, a county council or county borough council;”.
- (13) In section 149 of that Act (seizure of stray dogs), in subsection (11), in the definition of “local authority” omit “and Wales” and after “Isles of Scilly” insert “ in relation to Wales, means a county council or a county borough council ”.

Textual Amendments

- F1** Sch. 9 para. 17 partly in force; Sch. 9 para. 17 not in force at Royal Assent see s. 66; Sch. 9 para. 17(1) in force for certain purposes, Sch. 9 para. 17(2)(3)(5)-(13) in force at 1.4.1996 by S.I. 1996/396, art. 3, Sch. 1
- F2** Words in Sch. 9 para. 17(1) repealed (19.11.1998) by 1998 c. 43, s. 1(1), Sch. 1 Pt. X Group 5
- F3** Words in Sch. 9 para. 17(2) substituted (1.4.1996) by 1995 c. 25, s. 120, Sch. 22 para. 231 (with ss. 7(6), 115, 117); S.I. 1996/186, art. 3
- F4** Sch. 9 para. 17(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(xxxv)

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