

## SCHEDULES

### FIRST SCHEDULE

Section 1.

#### ENACTMENTS RELATING TO DEAN OF GUILD COURT FUNCTIONS UNAFFECTED BY THIS ACT

- 1 In the Burgh Police (Scotland) Act, 1892—
  - (a) section one hundred and sixty-eight (which relates to the regulation of places of public amusement and entertainment),
  - (b) section one hundred and seventy-five (which relates to lighting and other matters in public buildings, theatres and places of public entertainment),
  - (c) section one hundred and eighty-six (which relates to precautions to be taken during the construction and repair of streets, sewers and other works),in each case as read with section two hundred and one of that Act (which relates to the exercise by the dean of guild court of powers and duties conferred by that Act on town councils).
- 2 In the Burgh Police (Scotland) Act, 1903—
  - (a) sections eleven and twelve (which relate to warrants for laying out new streets) as read with section thirteen of that Act (which relates to the transfer to dean of guild courts of powers and duties conferred by those sections on town councils);
  - (b) section thirty-one (which relates to the use of roofs and platforms for sitting and standing accommodation);
  - (c) section thirty-five (which relates to infringements in the construction of streets) ;
  - (d) section thirty-nine (which relates to relaxation of certain provisions of the Burgh Police Acts relating to streets and buildings);
  - (e) sections forty-one and forty-three (which relate to penalties);
  - (f) in section one hundred and three, paragraph (9) (which relates to the centre lines of streets).
- 3 In the Local Government (Scotland) Act, 1947, section three hundred and twenty-four (which relates to the general jurisdiction of dean of guild courts in burghs which are not royal burghs) except so far as inconsistent with any provision of this Act.
- 4 Any provision of any local Act corresponding to any of the provisions specified in the foregoing paragraphs of this Schedule.
- 5 Any provision of any local Act specified by the Secretary of State by order made by statutory instrument before the commencement of this Act.

## SECOND SCHEDULE

Section 2.

### GENERAL PROVISIONS RELATING TO BUILDINGS AUTHORITIES WHICH ARE NOT DEAN OF GUILD COURTS

- 1 The quorum at a meeting of a buildings authority shall be two members.
- 2 The chairman of a buildings authority shall be such one of the members of the authority as may be appointed as chairman by the local authority ; and, if the chairman is absent from any meeting of the buildings authority, the members present shall elect one of their number to preside at the meeting.
- 3 The chairman or other member presiding shall have a casting vote as well as a deliberative vote.
- 4 No member of a buildings authority shall sit as such when any matter in which he is personally interested is under consideration.
- 5 The proceedings of a buildings authority shall not be invalidated by any vacancy among their number or by any defect in the. appointment of any member thereof.
- 6 A buildings authority may appoint committees consisting wholly of members of the authority, and may delegate to any committee so appointed any of their functions—
- (a) under section six of this Act, not being functions delegated by virtue of section seven of this Act to their clerk or to the master of works;
  - (b) relating to the inspection of buildings ; or
  - (c) relating to the disposal of incidental questions arising in proceedings on any application to them:
- Provided that—
- (i) an application shall not be dealt with under a delegation made by virtue of sub-paragraph (a) of this paragraph unless it is shown in the prescribed manner that there is no objection to the granting of the application on the part of the master of works or any other person on whom the application is required by regulations made under section two of this Act to be served, and in any case where it is not so shown the application shall be dealt with as if the said sub-paragraph (a) had not passed ;
  - (ii) if any person is aggrieved by a refusal of a committee of a buildings authority to grant under a delegation made by virtue of sub-paragraph (a) of this paragraph an application made by him he may require his application to be referred to, and dealt with by, the buildings authority.
- 7 A chairman of any such committee shall be appointed, and the quorum fixed, by the buildings authority, and at any meeting of the committee the chairman shall preside and have a casting vote as well as a deliberative vote.
- 8 Subject to the provisions of the next following paragraph, the clerk of the buildings authority shall be the person for the time being holding the office of clerk of the local authority.
- 9 The clerk of a buildings authority shall not act as agent of any party in relation to any opposed matter before the authority ; and if any partner of the clerk of the buildings authority, or any depute of his or person employed by him (including any depute of his, or person employed by him, in his capacity as clerk of the local authority), so acts in relation to any such matter, the buildings authority shall appoint an independent person to be legal assessor in relation to that matter.

- 10 The local authority may make rules regulating the dates of meetings of the buildings authority.
- 11 The local authority shall provide such accommodation, and such furniture, books and other things, as are required for the transaction of the business of the buildings authority, and shall pay any expenses of the authority.
- 12 References in this Schedule to a buildings authority are references to a buildings authority which is not a dean of guild court.

## THIRD SCHEDULE

Section 2.

MATTERS WHICH MAY BE PROVIDED FOR BY REGULATIONS  
UNDER PARAGRAPH (A) OF SUBSECTION (4) OF SECTION 2

- 1 The submission along with any application to a buildings authority for a warrant or an amendment of a warrant under section six of this Act of plans, specifications, estimates of costs and other information, and the availability thereof for inspection by interested parties.
- 2 The service on such persons as may be specified (including conterminous proprietors) of applications, decisions and notices relating to matters coming before a buildings authority.
- 3 The hearing by buildings authorities of applicants and other persons having an interest in applications.
- 4 The holding in public of the proceedings of buildings authorities.
- 5 The statement by buildings authorities, in giving decisions, of reasons for the decisions.
- 6 The maintenance by buildings authorities of records of applications and decisions on applications (including applications, and decisions on applications, relating to buildings intended to have a limited life) and the inspection by members of the public of such records ; and in this paragraph references to applications include references to such plans, specifications and other information relative thereto as are mentioned in paragraph 1 of this Schedule.
- 7 The duration of the validity of warrants under section six of this Act.
- 8 The notification to buildings authorities of the dates of commencement and completion of operations carried out in pursuance of warrants.

## FOURTH SCHEDULE

Section 3.

## MATTERS IN REGARD TO WHICH BUILDING STANDARDS REGULATIONS MAY BE MADE

Preparation of sites.

Strength and stability.

Fire precautions (including resistance of structure to the outbreak and spread of fire, the protection of occupants and means of escape in the event of fire).

Resistance to moisture.

Resistance to the transmission of heat.

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Resistance to the transmission of sound.  
 Durability.  
 Resistance to infestation.  
 Drainage.  
 Ventilation (including the provision of open space therefor).  
 Daylighting (including the provision of open space therefor).  
 Heating and artificial lighting.  
 Services, installations and ancillary equipment (including services, installations and ancillary equipment for the supply or use of gas or electricity, and the provision of such arrangements for heating and cooking as are calculated to prevent or control so far as practicable the emission of smoke or noxious gases).  
 Accommodation and ancillary equipment.  
 Access.  
 Prevention of danger and obstruction.

## FIFTH SCHEDULE

Section 4.

### PROCEDURE FOR DIRECTIONS UNDER SECTION 4

- 1 Before giving any direction under section four of this Act (in this Schedule referred to as a "direction"), the Secretary of State shall send to the applicant, the buildings authority and any other person appearing to him to be interested a copy of the direction as proposed to be given, with an intimation that any representations in writing with respect thereto may be made to the Secretary of State within twenty-one days after the date on which the copy has been sent.
- 2 Before giving the direction the Secretary of State shall consider any such representations received by him from any person to whom such a copy has been sent under the foregoing paragraph.
- 3 Before giving a direction the Secretary of State may, if he thinks fit, afford to the applicant, the buildings authority, or any other person appearing to him to be interested an opportunity of appearing before and being heard by a person appointed by him for the purpose.
- 4 The foregoing provisions of this Schedule shall apply to a refusal to give a direction as they apply to the giving of a direction, with the substitution for any reference to giving a direction of a reference to the refusal to give a direction, and with the substitution for any reference to a copy of the direction as proposed to be given of a reference to a statement of intention to refuse a direction.
- 5 The Secretary of State in giving, or refusing to give, a direction shall furnish a statement of the reasons for so doing, if requested, on or before the notification of such giving or refusal, to state the reasons.
- 6 The Secretary of State shall send to the buildings authority and the Building Standards Advisory Committee a copy of any direction given or, as the case may be, an intimation of any refusal to give a direction.

## SIXTH SCHEDULE

Sections 10, 11 and 13.

### RECOVERY OF EXPENSES BY CHARGING ORDER

- 1 Where under sections ten, eleven or thirteen of this Act expenses have been incurred in relation to a building by a local authority or a master of works the local authority may make in favour of themselves an order (in this Schedule referred to as a "charging order ") providing and declaring that the land comprising the building and its site and any land held in connection therewith (all of which land shall be specified in the order) is thereby charged and burdened with an annuity to pay the amount of the expenses.
- 2 The annuity with which the land may be so charged shall be a sum of six pounds for every one hundred pounds of the amount of the expenses, and so in proportion for any part of one hundred pounds, and shall commence from the date of the order and be payable for a term of thirty years to the local authority.
- 3 A charging order shall become operative only in accordance with subsection (4) of section sixteen of this Act.
- 4 A charging order, on or after its becoming operative, shall be recorded in the appropriate register of sasines, and on its being so recorded the annuity specified in it shall be a charge on the land so specified and shall have priority over—
  - (a) all future burdens and incumbrances on the same land, and
  - (b) all existing burdens and incumbrances thereon except—
    - (i) feuduties, teinds, ground annuals, stipends and standard charges in lieu of stipends ;
    - (ii) any charge created or arising under any provision of the Public Health (Scotland) Act, 1897, or any Act amending that Act, the Housing (Scotland) Act, 1950, or any local enactment authorising a charge for recovery of expenses incurred by a local authority, or under this Schedule; and
    - (iii) any charge created under any Act authorising advances of public money.
- 5 A charging order duly recorded in the appropriate register of sasines shall be conclusive evidence that the charge specified therein has been duly created in respect of the land specified in the order.
- 6 Every annuity charged by a charging order may be recovered by the person for the time being entitled to it by the same means and in the like manner in all respects as if it were feuduty.
- 7 A charging order and all sums payable thereunder may be from time to time transferred in like manner as a bond and disposition in security and sums payable thereunder.
- 8 Any owner of or other person having an interest in land on which an annuity has been charged by a charging order shall at any time be at liberty to redeem the annuity on payment to the local authority or other person entitled thereto of such sum as may be agreed upon, or, in default of agreement, determined by the Secretary of State.

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## SEVENTH SCHEDULE

Section 13.

### EVACUATION OF DANGEROUS BUILDINGS

- 1        For the purpose of securing the removal of any occupants from a building in the circumstances referred to in subsection (6) of section thirteen of this Act, the master of works shall give written notice to the occupants requiring them to remove from the building within such period as may be specified in the notice.
- 2        On the expiry of the period so specified the master of works may make a summary application to the sheriff for a warrant for the ejection of any such occupants who have not removed from the building or any part thereof, and the sheriff, after the service of such additional notice (if any) as he may require and on production of a certificate under the hand of the master of works bearing that the building is a source of immediate danger, or that an order has been made under section thirteen of this Act requiring the building to be demolished, shall grant warrant for ejection within such period, not being more than seven days from the date of presentation of the said application or, in the case where the sheriff has required additional notice, seven days from the date of service of that additional notice.
- 3        In all proceedings under this Schedule the production of a certificate under the hand of the master of works bearing that the building in question is in such a state as aforesaid, or that such an order as is mentioned in the last foregoing paragraph has been made in respect of the building, or that notice as aforesaid has been given by him to all known occupants of the building, shall be sufficient evidence of the facts stated in the certificate.
- 4        The decision of the sheriff on any application by a master of works under this Schedule shall be final and not subject to review.
- 5        Where any person removed or ejected from a building under this Schedule is the tenant of the building, his tenancy shall, if he so elects and notwithstanding the removal or ejection, be deemed not to have terminated, varied or altered by reason of his removal or ejection (except that rent shall not be payable by or exigible from him so long as he is not in occupation of the building or such part thereof as was previously occupied by him) and, on the building being rendered secure and the occupant resuming his occupation, the same terms and conditions shall in all respects, except in so far as otherwise agreed, apply in respect of such occupation as were applicable with respect thereto before the removal or ejection of the occupant.

## EIGHTH SCHEDULE

Section 27.

### TRANSITIONAL PROVISIONS

- 1        For the purposes of sections six, ten and eighteen of this Act any approval granted before the commencement of this Act for the construction, demolition or alteration of the use of a building shall have effect as if it were a warrant granted for the construction, demolition or change of use, as the case may be, of the building by a buildings authority under the said section six:

Provided that in exercising their functions under subsection (7) of the said section six in relation to such an approval the buildings authority shall have regard to the previous regulations in lieu of the building standards regulations, except where any

provision of the building standards regulations corresponds to, but is less onerous than, a provision of the previous regulations.

- 2 In the application of section four of this Act—
- (a) to a building for the construction of which an application for approval has been made, and not disposed of, before the commencement of this Act, and
  - (b) to a building for the construction of which an approval was granted, but which has not been completed, before the commencement of this Act,

there shall be substituted for any reference therein to the building standards regulations a reference to the previous regulations.

- 3 Section nine of this Act shall apply in relation to a building for the construction of which approval was obtained before the commencement of this Act as it applies in relation to a building in respect of the construction of which a warrant under section six of this Act has been granted by a buildings authority, with the substitution for the reference in subsection (2) thereof to the conditions on which the relative warrant under section six of this Act was granted, of a reference to the conditions, if any, on which the relative approval was granted:

Provided that—

- (i) where the relative approval is not subject to a condition requiring the building to conform to previous regulations it shall be deemed for the purposes of this paragraph to be subject to a condition to that effect; and
- (ii) if in any respect the completed building conforms to a provision of the building standards regulations which corresponds to, but is less onerous than, any condition on which the said approval was granted, the buildings authority (or, as the case may be, the clerk of the buildings authority or the master of works) shall in exercising their functions under the said section nine in relation to that building have regard to that provision in lieu of that condition.

- 4 Any application for approval for the construction, demolition or alteration of the use of a building, being an application made to a dean of guild court, and not disposed of, before the commencement of this Act, shall be treated as an application to that court (as a buildings authority) for a warrant under section six of this Act; and any such application made to a local authority, and not disposed of, before the commencement of this Act shall be transferred in such manner as may be prescribed to the buildings authority for the burgh or, as the case may be, the landward area of the county, and shall be treated as an application to the buildings authority for a warrant under section six of this Act:

Provided that in relation to a building which is the subject of any such application (and in particular in exercising their functions under subsections (2), (3), (4), (5) and (7) of section six of this Act) the buildings authority shall have regard to the previous regulations in lieu of the building standards regulations, except where any provision of the building standards regulations corresponds to, but is less onerous than, a provision of the previous regulations.

- 5 Without prejudice to section thirty-eight of the Interpretation Act, 1889 (which relates to the effect of repeals) nothing in this Act shall affect any proceedings for the demolition of a building, being proceedings begun before the commencement of this Act under any enactment repealed by this Act.

- 6 The Secretary of State may by regulations, made after consultation with such bodies as appear to him to be representative of local authorities, provide for the handing

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over, or otherwise making available, to any buildings authority (not being a dean of guild court) of such records as may be specified in the regulations, being records held by the local authority in connection with the exercise by them of functions corresponding to functions conferred by this Act on the buildings authority.

7 In this Schedule—

" approval " means approval, warrant, consent or any other authorisation granted by—

- (a) a dean of guild court on a petition under section one hundred and sixty-six of the Burgh Police (Scotland) Act, 1892, or any corresponding provision of a local Act, or
- (b) a local authority on an application under bye-laws having effect by virtue of the Housing, Town Planning, etc. (Scotland) Act, 1919, or under any corresponding provision of a local Act;

" previous regulations ", in relation to any building, means any statutory enactments, bye-laws, rules and regulations or other provisions relating to building construction, under whatever authority made, which, apart from this Act, would have been applicable to the building, but subject to any direction made in relation to the building under section four of this Act as extended by paragraph 2 of this Schedule.

## NINTH SCHEDULE

Section 31.

### MINOR AND CONSEQUENTIAL AMENDMENTS OF ENACTMENTS

1 In the Turnpike Roads (Scotland) Act, 1831 (as set out in Schedule C to the Roads and Bridges (Scotland) Act, 1878), section eighty-seven shall have effect as if for the proviso to that section there were substituted the following proviso, that is to say—

“Provided that nothing in this section shall apply to any materials laid or left upon any road or any footpath or side drain or ditch of such road in pursuance of a permission granted under section eight of the Building (Scotland) Act, 1959.”

2 In the Burgh Police (Scotland) Act, 1892, in section two hundred and seven, there shall be inserted after the word " fees " where it first occurs the words " in respect of any business of the court which is not conjoined with business relating to the functions of the court under the Building (Scotland) Act, 1959 ".

3 In the Burgh Police (Scotland) Act, 1903—

(a) for section twenty-nine there shall be substituted the following section—

“**29** Every person who occupies any portion of a street for the purpose of depositing building materials or otherwise in connection with operations for constructing, extending, demolishing, maintaining, altering or repairing any building without permission under section eight of the Building (Scotland) Act, 1959, or otherwise than in accordance with such permission (including the conditions, if any, to which the permission is subject), or continues such occupation beyond the period permitted, shall for every such offence be liable to a penalty not exceeding five pounds, and a further penalty not exceeding forty shillings for every day while such default is continued.”



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- (b) in section thirty-seven, after the words " dean of guild court" there shall be inserted the words " in respect of any business of the court which is not conjoined with business relating to the functions of the court under the Building (Scotland) Act, 1959 ".

4 In the Restriction of Ribbon Development Act, 1935, for section seventeen there shall be substituted the following section, that is to say—

“17 (1) A buildings authority within the meaning of the Building (Scotland) Act, 1959, may refuse to grant a warrant under section six of that Act for the erection of a new building, which, if erected in accordance with the plans, specifications and other information submitted with the application for the warrant, would be a building to which this section applies, if they are not satisfied that the said plans, specifications and other information show that provision will be made for such means of entrance and egress, and of such accommodation for the loading and unloading of vehicles or picking up and setting down of passengers, or the fuelling of vehicles, as may seem necessary to the buildings authority for preventing or limiting interference with traffic:

Provided that—

- (a) the buildings authority shall, as soon as may be after such application is made, consult the highway authority or such officer of the highway authority as may be nominated by them for the purpose and the chief officer of police for the district, and the power conferred by this section shall not be exercised except after such consultation as aforesaid ;
  - (b) this subsection shall not apply in a case where the buildings authority are satisfied that either—
    - (i) the character of the new building is such as not to be likely to cause increased vehicular traffic along any road adjacent thereto ; or
    - (ii) satisfactory arrangements have been, or will be, made for limiting interference with the traffic along such road.
- (2) This section applies to any building whereof the external or containing walls contain a space of not less than two hundred and fifty thousand cubic feet measured in accordance with directions given by the Secretary of State, and to any place of public resort, refreshment house, station for public service vehicles, petrol filling station or garage used or to be used in connection with any trade or business ; and in this section the expression " the erection of a new building " includes the following operations, that is to say.—
- (a) the re-erection, wholly or partially, of any building of which an outer wall is pulled down or burnt down to or within ten feet of the surface of the ground adjoining the lowest storey of the building, and of any frame building so far pulled down or burnt down as to leave only the framework of the lowest storey ;
  - (b) the conversion into a dwelling house of any building not originally constructed for human habitation, or the conversion into more than one dwelling house of a building originally constructed as one dwelling house only ;

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- (c) the reconversion into a dwelling house of any building which has been discontinued as, or appropriated for any purpose other than that of, a dwelling house ;
- (d) the making of any addition to an existing building by raising any part of the roof, by altering a wall, or making any projection from the building, but so far as regards the addition only ; and
- (e) the roofing or covering over of an "-open space between walls or buildings

and subsections (5) and (10) of section twenty-five of the said Act of 1935 shall cease to have effect.”.

5 In the Water (Scotland) Act, 1946, in section fifty-three, in subsection (1), for the words " the local authority, or in the case of a burgh having a dean of guild court, to the satisfaction of the dean of guild court" there shall be substituted the words " the buildings authority (within the meaning of the Building (Scotland) Act, 1959) " ; and for the words " the local authority or the dean of guild court, as the case may be" there shall be substituted the words " the buildings authority ".

6 (1) In the Thermal Insulation (Industrial Buildings) Act, 1957, for section two (as set out, in its application to Scotland, in subsection (3) of section twelve of that Act) there shall be substituted the following section—

“2 Where application is made to a buildings authority for a warrant under section six of the Building (Scotland) Act, 1959, for the erection of an industrial building the buildings authority shall not grant the warrant unless they are satisfied that the plans and other information submitted with the application show that the building when erected will conform to the prescribed standard.”

(2) For subsection (1) of section three of the said Act of 1957 there shall be substituted the following subsection, that is to say—

“(1) The Minister may by regulations direct that a buildings authority shall for the purposes of this Act refuse to grant a warrant under section six of the Building (Scotland) Act, 1959, for the erection of an industrial building if the plans or other information submitted with the application for the warrant show that conformity, in the case of that building, to the prescribed standard will depend (wholly or to a substantial extent) upon the use, in the construction thereof, of materials of a kind specified in the regulations which do not conform to such standard of resistance to the spread of flame as may be specified or described in the regulations, unless the plans or other information also show that the materials will be used in such a way as not to enhance the risk of fire's breaking out or spreading in the building.”;

and subsection (4) of section twelve of that Act shall cease to have effect.

(3) In subsection (3) of section four of the said Act of 1957 (as set out, in its application to Scotland, in subsection (5) of section twelve of that Act) any reference to a dean of guild court shall include a reference to a buildings authority within the meaning of the Building (Scotland) Act, 1959.

(4) For section seven of the said Act of 1957 there shall be substituted the following section, that is to say—

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- “7 (1) The Minister may by regulations exempt from the provisions of sections two to five of this Act buildings or extensions of such classes as may be specified in the regulations.
- (2) If it appears to the Minister, on application made to him in relation to any building, or extension of a building, that it is inexpedient that the provisions of sections two to five of this Act should apply to that building or, as the case may be, that extension, he may direct that those provisions shall not apply to that building or, as the case may be, that extension.
- (3) The provisions of the Fifth Schedule to the Building (Scotland) Act, 1959, shall have effect as respects the procedure to be followed in connection with directions under the last foregoing subsection as they have effect as respects the procedure to be followed in connection with directions under section four of that Act, with the substitution for any reference to the Secretary of State of a reference to the Minister.”;
- and subsection (7) of section twelve of the said Act of 1957 shall cease to have effect.

## TENTH SCHEDULE

Section 31.

### ENACTMENTS REPEALED

Session and Chapter	Short Title	Extent of Repeal
3 & 4 Vict. c. 85.	The Chimney Sweepers Act. 1840.	Section six.
55 & 56 Vict. c. 55.	The Burgh Police (Scot' land) Act, 1892.	In section one hundred and fifty-two, the words from " and no dwelling-house" to the words " each side thereof", from the words " where any road or street" to the words " and provided also that" and from the words " but in no case shall " to the end of the section; section one hundred and sixty-one; in section one hundred and sixty-four from the words " The owner " where they first occur to the words " adjacent sewer or drain; and"; sections one hundred and sixty-six and one hundred and sixty-seven ; sections one hundred and seventy to one hundred and seventy-four; sections one hundred and seventy-six to one hundred and eighty-five; section one hundred

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Session and Chapter	Short Title	Extent of Repeal
		<p>and eighty-seven; in section one hundred and ninety, the words " building hoarding or ", the word " repair ", the words " building or ", and the words " hoarding or "; sections one hundred and ninety-one to two hundred; in section two hundred and one the words " new buildings or alterations of existing buildings, ventilation and ", the words " buildings and"; and the words from " and also in reference" to " before occupation "; in section two hundred and seven the words " prosecutor in the Dean of Guild Court", the words " master of works or " and the words from " and in the event of" to the end of the section; sections two hundred and eight and two hundred and nine; in section two hundred and twenty-nine the words " and drains "; sections two hundred and thirty-eight to two hundred and forty-one; in section two hundred and forty-four the words from " If such drain " to " this Act, or", the words " construct, rebuild or", and the words " drain or " wherever they occur; sections two hundred and forty-five and two hundred and forty-six; sections two hundred and fifty-one and two hundred and fifty-two; in section two hundred and fifty-three the words from " The situation " to "Provided further that"; in section two hundred and fifty-six from the words " The Commissioners " where they first occur to " order on him, and "; the Fourth Schedule.</p>

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Session and Chapter	Short Title	Extent of Repeal
60 & 61 Vict. c. 38.	The Public Health (Scotland) Act, 1897.	In section twenty-nine from the words " and the local authority" to the end of the section; in section one hundred and fifteen the words " and drains "; sections one hundred and eighty-one and one hundred and eighty-two.
3 Edw. 7. c. 33.	The Burgh Police (Scotland) Act, 1903.	Sections twenty-six to twenty-eight; sections thirty-two to thirty-four; in section thirty-five, the words " or building "; section thirty-eight; in section thirty-nine, the words " and the erection or alteration of buildings and the open space adjoining buildings"; section forty; in section forty-one, in subsection (1) the words " or erect or begin to erect any house or building ", the words " or erection ", the words from " or alter add to " to " houses or occupants "; in subsection (3) the words from " or the closing " to " or part thereof "; in section sixty-one, in subsection (1) the words from " and no dwelling-house " to "greater height"; in subsection (2) the proviso, subsection (3), and subsection (5); in subsection (6) from the words " and that the words " to the words " be in proportion "; section sixty-two; section sixty-three; section sixty-six; sections sixty-nine to seventy-five; in section ninety-three, paragraphs (1) to (5), (7) to (10) and (13); in section one hundred and three, in subsection (12) paragraph (b), in paragraph (c) the words " form, construction, sanitary requirements or ", paragraphs (d),(f) and (k), and in paragraph (m) the words "

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Session and Chapter	Short Title	Extent of Repeal
9 & 10 Geo. 5. c. 60.	The Housing, Town Planning, etc. (Scotland) Act, 1919.	or construction or alteration of buildings "; in section one hundred and four, in subsection (2), paragraphs (i) to (m). Section forty-three.
25 & 26 Geo. 5. c. 47.	The Restriction of Ribbon Development Act, 1935.	In section twenty-five, subsections (5) and (10).
9 & 10 Geo. 6. c. 42.	The Water (Scotland) Act, 1946.	In section fifty-three, in subsection (2), the words from " with a sink " to the end of the subsection; in section fifty-four, in subsection (1), the words from " and to fit up " to " foul water "
10 & 11 Geo. 6. c. 39.	The Statistics of Trade Act. 1947.	Sections fourteen and eighteen.
10 & 11 Geo 6. c. 43.	The Local Government (Scotland) Act, 1947.	Section three hundred and twenty-five. Subsection (2) of section three hundred and seventy-seven.
14 Geo. 6. c. 34.	The Housing (Scotland) Act, 1950.	Section five; section twenty-three; section one hundred and forty-five; in section one hundred and fifty, in subsection (1), the words " new buildings are constructed or ", and the words " the new buildings and ", in subsection (2) the words " the erection therein of buildings and ", in subsection (3) the words " for the construction of buildings or "; in section one hundred and fifty-one, the words " or buildings "; section one hundred and eighty.
3 & 4 Eliz. 2. c. 24.	The Requisitioned Houses and Housing (Amendment) Act, 1955.	Section seventeen.
4 & 5 Eliz. 2. c. 52.	The Clean Air Act, 1956.	Section twenty-four.

*Status: This is the original version (as it was originally enacted).*

Session and Chapter	Short Title	Extent of Repeal
5 & 6 Eliz. 2. c. 40.	The Thermal Insulation (Industrial Buildings) Act, 1957.	In section twelve, subsections (4) and (7).

TABLE OF STATUTES REFERRED TO IN THIS ACT

Short Title	Session and Chapter
Turnpike Roads (Scotland) Act, 1831	1 & 2 Will. 4. c. 43.
Roads and Bridges (Scotland) Act, 1878	41 & 42 Vict. c. 51.
Telegraph Act, 1878	41 & 42 Vict. c. 76.
Interpretation Act, 1889	52 & 53 Vict. c. 63.
Burgh Police (Scotland) Act, 1892	55 & 56 Vict. c. 55.
Public Health (Scotland) Act, 1897	60 & 61 Vict. c. 38.
Burgh Police (Scotland) Act, 1903	3 Edw. 7. c. 33.
Ancient Monuments Consolidation and Amendment Act, 1913	3 & 4 Geo. 5. c. 32.
Housing, Town Planning, etc. (Scotland) Act, 1919	9 & 10 Geo. 5. c. 60.
Reservoirs (Safety Provisions) Act, 1930	20 & 21 Geo. 5. c. 51.
Ancient Monuments Act, 1931	21 & 22 Geo. 5. c. 16.
Restriction of Ribbon Development Act, 1935	25 & 26 Geo. 5. c. 47.
Statutory Instruments Act, 1946	9 & 10 Geo. 6. c. 36.
Water (Scotland) Act, 1946	9 & 10 Geo. 6. c. 42.
Statistics of Trade Act, 1947	10 & 11 Geo. 6. c. 39.
Acquisition of Land (Authorisation Procedure) (Scotland) Act, 1947	10 & 11 Geo. 6. c. 42.
Local Government (Scotland) Act, 1947	10 & 11 Geo. 6. c. 43.
Town and Country Planning (Scotland) Act, 1947	10 & 11 Geo. 6. c. 53.
Housing (Scotland) Act, 1950	14 Geo. 6. c. 34.
Historic Buildings and Ancient Monuments Act, 1953	1 & 2 Eliz. 2. c. 49.
Thermal Insulation (Industrial Buildings) Act, 1957	5 & 6 Eliz. 2. c. 40.