



# Public Health etc. (Scotland) Act 2008

## 2008 asp 5

### PART 9

#### STATUTORY NUISANCES

#### **110 Artificial light nuisance**

- (1) Section 79 of the 1990 Act is further amended as follows.
- (2) In subsection (1), after paragraph (fb), insert—
  - “(fba) artificial light emitted from—
    - (i) premises;
    - (ii) any stationary object,so as to be prejudicial to health or a nuisance;”.
- (3) In subsection (2)—
  - (a) after “(1)(b)” insert “, (fba) ”;
  - (b) after “premises” insert “ (or, in respect of paragraph (fba)(ii) above, a stationary object located on premises) ”.
- (4) After subsection (5B), insert—

“(5BA) Subsection (1)(fba) above does not apply to artificial light emitted from a lighthouse (within the meaning of Part 8 of the Merchant Shipping Act 1995 (c. 21)).”.

#### **Commencement Information**

**II** S. 110 in force at 26.1.2009 by S.S.I. 2009/9, art. 2(a), Sch. 1

**Changes to legislation:**

There are currently no known outstanding effects for the Public Health etc. (Scotland) Act 2008, Section 110.