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**Changes to legislation:** There are currently no known outstanding effects for the Regulatory Reform (Scotland) Act 2014, Cross Heading: Environmental Protection Act 1990. (See end of Document for details)

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### SCHEDULE 3 MINOR AND CONSEQUENTIAL MODIFICATIONS

#### PART 6

#### MODIFICATIONS OF REFERENCES TO “ENACTMENT” ETC.

##### *Environmental Protection Act 1990*

- 40 (1) The Environmental Protection Act 1990 is amended as follows.
- (2) In section 33 (prohibition on unauthorised or harmful deposit, treatment or disposal etc. of waste), after subsection (10) add—
- “(11) In subsection (4)(c) above, “enactment” includes an enactment comprised in, or in an instrument made under, an Act of the Scottish Parliament.”.
- (3) In section 57 (powers of the Scottish Ministers to require waste to be accepted, treated, disposed of or delivered), after subsection (7) insert—
- “(7A) In subsection (6) above, “enactment” includes an enactment comprised in, or in an instrument made under, an Act of the Scottish Parliament.”.
- (4) In section 63 (waste other than controlled waste), after subsection (4) add—
- “(5) In this section, “enactment” includes an enactment comprised in, or in an instrument made under, an Act of the Scottish Parliament.”.
- (5) In section 73 (appeals and other provisions relating to legal proceedings and civil liability), after subsection (9) add—
- “(10) In subsection (2) above, “enactment” includes an enactment comprised in, or in an instrument made under, an Act of the Scottish Parliament.”.
- (6) In section 78X (supplementary provisions), after subsection (4) insert—
- “(4A) In subsection (4)(f)(i) above, “enactment” includes an enactment comprised in, or in an instrument made under, an Act of the Scottish Parliament.”.
- (7) In section 79 (statutory nuisances and inspections therefor), after subsection (6A) insert—
- “(6B) In this section, “enactment” includes an enactment comprised in, or in an instrument made under, an Act of the Scottish Parliament.”.
- (8) In section 98 (definitions for Part 6), after subsection (6), insert—
- “(6A) In subsection (6) above, “enactment” includes an enactment comprised in, or in an instrument made under, an Act of the Scottish Parliament.”.
- (9) In section 140 (power to prohibit or restrict the importation, use, supply or storage of injurious substances or articles), in subsection (11), before the definition of “the environment” insert—
- ““enactment” includes an enactment comprised in, or in an instrument made under, an Act of the Scottish Parliament;”.

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(10) In Schedule 4 (abandoned shopping and luggage trolleys), after paragraph 1(2) add—

“(3) In sub-paragraph (2)(d) above, “enactment” includes an enactment comprised in, or in an instrument made under, an Act of the Scottish Parliament.”.

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**Commencement Information**

**II** Sch. 3 para. 40 in force at 30.6.2014 by S.S.I. 2014/160, art. 2(1)(2), Sch.

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