

**Changes to legislation:** Local Government Finance Act 1992, Part IV is up to date with all changes known to be in force on or before 20 April 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) View outstanding changes

## SCHEDULES

### SCHEDULE 11

#### WATER AND SEWERAGE CHARGES: SCOTLAND

#### PART IV

##### AMENDMENTS TO THE 1980 ACT

- 28 The 1980 Act shall be amended in accordance with the following provisions of this Part.
- 29 In section 9A (which relates to the exemption from charges of water for fire fighting)—
- (a) for the words “community water charges” there shall be substituted the words “council water charge”; and
  - (b) for paragraphs (a) and (b) there shall be substituted the following paragraphs—
    - “(a) water taken for the purpose of extinguishing fires or taken by a fire authority for any other emergency purposes;
    - (b) water taken for the purpose of testing apparatus installed or equipment used for extinguishing fires or for the purpose of training persons for fire-fighting; or
    - (c) the availability of water for any purpose mentioned in paragraph (a) or (b) above.”.

#### Commencement Information

- II** Sch. 11 para. 29 wholly in force; Sch. 11 para. 29(b) in force at Royal Assent see s. 119(2)(c); Sch. 11 para. 29(a) in force at 1.4.1993 by [S.I. 1993/575](#)

- 30 In section 35 (which relates to the power to supply water fittings)—
- (a) in subsection (1) the words “by way either of sale or hire” shall cease to have effect;
  - (b) in subsection (2), for the words “let for hire” there shall be substituted the words “supplied otherwise than by sale”; and
  - (c) for subsection (5) there shall be substituted the following subsection—
    - “(5) If any person—
      - (a) so interferes with a meter used by the authority in determining the amount of any charges fixed in relation to any premises as intentionally or recklessly to prevent the meter from showing, or from accurately showing, the volume of water supplied to those premises; or

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- (b) carries out, without the consent of the water authority, any works which he knows are likely to affect the operation of such a meter or which require the disconnection of such a meter; or
  - (c) otherwise wilfully or negligently injures or suffers to be injured any water fitting belonging to the authority,
- he shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 3 on the standard scale.”

F131 .....

**Textual Amendments**

**F1** Sch. 11 para. 31 repealed (1.4.1996) by 1994 c. 39, s. 180(2), **Sch. 14** (with s. 128(8)); S.I. 1996/323, art. 4(1)(d), **Sch. 2**

F232 .....

**Textual Amendments**

**F2** Sch. 11 para. 32 repealed (1.4.1996) by 1994 c. 39, s. 180(2), **Sch. 14** (with s. 128(8)); S.I. 1996/323, art. 4(1)(d) **Sch. 2**

F333 .....

**Textual Amendments**

**F3** Sch. 11 para. 33 repealed (1.4.1996) by 1994 c. 39, s. 180(2), **Sch. 14** (with s. 128(8)); S.I. 1996/323, art. 4(1)(d), **Sch. 2**

F434 .....

**Textual Amendments**

**F4** Sch. 11 para. 34 repealed (1.4.1996) by 1994 c. 39, s. 180(2), **Sch. 14** (with s. 128(8)); S.I. 1996/323, art. 4(1)(d), **Sch. 2**

35 After section 56 there shall be inserted—

**“56A Regulations as to meters.**

The Secretary of State may make regulations under this Act as to the installation, connection, use, maintenance, authentication and testing of meters, and as to any related matters.”

F536 .....

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**Textual Amendments**

**F5** Sch. 11 para. 36 repealed (1.4.1996) by 1994 c. 39, s. 180(2), **Sch. 14** (with s. 128(8)); S.I. 1996/323, art. 4(1)(d), **Sch. 2**

**F6**<sup>37</sup> .....

**Textual Amendments**

**F6** Sch. 11 para. 37 repealed (1.4.1996) by 1994 c. 39, s. 180(2), **Sch. 14** (with s. 128(8)); S.I. 1996/323, art. 4(1)(d), **Sch. 2**

38 In section 109(1) (which defines terms used in the Act)—

**F7**(a) .....

**F7**(b) .....

**F7**(c) .....

(d) after the definition of “enactment” there shall be inserted—

““fire authority” has the same meaning as in the <sup>M1</sup>Fire Services Act 1947;”;

**F7**(e) .....

(f) in the definition of “prescribed”, after “prescribed by” there shall be inserted the words “ or determined under ”.

**Textual Amendments**

**F7** Sch. 11 para. 38(a)(b)(c) and (e) repealed (1.4.1996) by 1994 c. 39, s. 180(2), **Sch. 14** (with s. 128(8)); S.I. 1996/323, art. 4(1)(d), **Sch. 2**

**Commencement Information**

**I2** Sch. 11 para. 38 wholly in force; Sch. 11 para. 38(d)(f) in force at Royal Assent see s. 119(2)(c); Sch. 11 para. 38(a)(c) in force at 1.10.1992 by S.I. 1992/2183, **art. 2(b)** (with **art. 3**); Sch. 11 para. 38(b)(e) in force at 1.4.1993 by S.I. 1993/575, **art. 2**.

**Marginal Citations**

**M1** 1947 c. 41.

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act applied (with modifications) by [S.I. 2010/875 reg. 16Sch. 2](#) (This amendment not applied to [legislation.gov.uk](#). The amending S.I. was revoked before ever coming into force by [S.I. 2010/1906, reg. 2](#))

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 6(2)(ea) inserted by [2012 c. 17 s. 13\(1\)](#)