



Environmental Protection Act 1990

1990 CHAPTER 43

PART III

STATUTORY NUISANCES AND CLEAN AIR

Statutory nuisances: Scotland

83 Statutory nuisances: Scotland

- (1) Sections 79 to 82 above do not apply to Scotland.
- (2) In section 16 of the Public Health (Scotland) Act 1897 (definition of nuisances), after paragraph (5) there shall be inserted the following paragraphs—
 - “(5A) Any fumes (“fumes” meaning airborne solid matter smaller than dust), gases or vapours emitted, so as to be a nuisance or injurious or dangerous to health, from any premises, or part thereof, used or intended to be used as a dwelling house.
 - (5B) Any dust caused by any trade, business, manufacture or process, being a nuisance or injurious or dangerous to health.”