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**Changes to legislation:** There are currently no known outstanding effects for the Natural Heritage (Scotland) Act 1991, Cross Heading: Control of Pollution Act 1974 (c. 40). (See end of Document for details)

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## SCHEDULES

### SCHEDULE 10

#### MISCELLANEOUS AMENDMENTS

##### *Control of Pollution Act 1974 (c. 40)*

7 (1) The Control of Pollution Act 1974 shall be amended as follows.

<sup>F1</sup>(2) .....

(3) After section 55 there shall be inserted the following section—

##### **“55A Regulations under this Part.**

Regulations made under this Part of this Act may provide that any provision of this Part, except this section and sections 43 to 45, shall have effect with such modifications as may be prescribed for the purpose of enabling Her Majesty’s Government in the United Kingdom—

- (a) to give effect to any [<sup>F2</sup>EU] obligation or exercise any related right; or
- (b) to give effect to any obligation or exercise any related right under any international agreement to which the United Kingdom is for the time being a party,

and “related right”, in relation to an obligation, includes any derogation or other right to make more onerous provisions available in respect of that obligation.”.

(4) At the end of subsection (4) of section 93 and of subsection (3) of section 94 (application of the <sup>M1</sup>Rivers (Prevention of Pollution) (Scotland) Act 1951 to these sections), there shall be inserted the words “ and a reference to Part II of the Natural Heritage (Scotland) Act 1991 ”.

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#### **Textual Amendments**

- F1** Sch. 10 para. 7(2) repealed (1.4.1996) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3**
- F2** Words in Act substituted (22.4.2011) by [The Treaty of Lisbon \(Changes in Terminology\) Order 2011](#) (S.I. 2011/1043), arts. 2, 3, 6 (with art. 3(2)(3)4(2)6(4)6(5))

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#### **Commencement Information**

- I1** Sch. 10 para. 7 wholly in force at 1.10.1991 see s. 28(2) and S.I. 1991/2187, art. 3, **Sch.**

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#### **Marginal Citations**

- M1** 1951 c. 66.

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