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**Changes to legislation:** Clean Air Act 1993, SCHEDULE 6 is up to date with all changes known to be in force on or before 26 January 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

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## SCHEDULES

### SCHEDULE 6

Section 67(3).

#### REPEALS

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<b>Chapter</b>	<b>Short title</b>	<b>Extent of repeal</b>
4 & 5 Eliz. 2 c. 52.	The Clean Air Act 1956.	The whole Act.
1963 c. 33.	The London Government Act 1963.	Section 40(4)(e).In Schedule 11, paragraphs 30 and 31.
1964 c. 56.	The Housing Act 1964.	Section 95.
1968 c. 62.	The Clean Air Act 1968.	The whole Act.
1970 c. 38.	The Building (Scotland) Act 1970.	In Schedule 1, paragraph 5.
1972 c. 70.	The Local Government Act 1972.	Section 180(3)(f).
1973 c. 65.	The Local Government (Scotland) Act 1973.	In Schedule 15, paragraph 28.In Schedule 27, paragraph 128.
1974 c. 39.	The Consumer Credit Act 1974.	In Schedule 4, paragraphs 15 and 16.
1974 c. 40.	The Control of Pollution Act 1974.	Sections 75 to 84.Section 103.In section 109(3), the words “75, 77”.In Schedule 2, paragraphs 19, 26 and 27.In Schedule 3, paragraph 16.
1980 c. 65.	The Local Government, Planning and Land Act 1980.	Section 189.In Schedule 2, paragraphs 1 to 6 and 16.
1984 c. 55.	The Building Act 1984.	In Schedule 5, paragraph 2.In Schedule 6, paragraph 5.
1987 c. 26.	The Housing (Scotland) Act 1987.	In Schedule 23, paragraphs 6 and 14.
1989 c. 17.	The Control of Smoke Pollution Act 1989.	The whole Act.
1990 c. 43.	The Environmental Protection Act 1990.	Section 85.In Schedule 15, paragraphs 6, 7, 12 and 15(6) to (9).

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1991 c. 46.	The Atomic Weapons Establishment Act 1991.	In the Schedule, paragraphs 4 and 8(1).
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### TABLE OF DERIVATIONS

*Notes:*

1. The following abbreviations are used in this Table:—

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1897	= The Public Health (Scotland) Act 1897 (c. 38)
1936	= The Public Health Act 1936 (c. 49)
1956	= The Clean Air Act 1956 (c. 52)
1961	= The Public Health Act 1961 (c. 64)
1963	= The London Government Act 1963 (c. 33)
1964	= The Housing Act 1964 (c. 56)
1968	= The Clean Air Act 1968 (c. 62)
1970 c. 38	= The Building (Scotland) Act 1970 (c. 38)
1972 c. 70	= The Local Government Act 1972 (c. 70)
1973 c. 65	= The Local Government (Scotland) Act 1973 (c. 65)
1974	= The Control of Pollution Act 1974 (c. 40)
1974 c. 39	= The Consumer Credit Act 1974 (c. 39)
1975 c. 21	= The Criminal Procedure (Scotland) Act 1975 (c. 21)
1980	= The Local Government, Planning and Land Act 1980 (c. 65)
1980 c. 43	= The Magistrates' Courts Act 1980 (c. 43)
1984 c. 55	= The Building Act 1984 (c. 55)
1987 c. 26	= The Housing (Scotland) Act 1987 (c. 26)
1989	= The Control of Smoke Pollution Act 1989 (c. 17)
1989 c. 29	= The Electricity Act 1989 (c. 29)
1990	= The Environmental Protection Act 1990 (c. 43)
S.I. 1974/2170	= The Clean Air Enactments (Repeals and Modifications) Regulations 1974 (S.I. 1974/2170)
S.I. 1992/36	= The Clean Air (Units of Measurement) Regulations 1992 (S.I. 1992/36)

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R (followed by a number) = The recommendation set out in the paragraph of that number in the Appendix to the Report of the Law Commission and the Scottish Law Commission (Cm 2085).

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2. Certain functions of the Minister of Housing and Local Government were transferred to the Secretary of State for Wales by the Secretary of State for Wales and Minister of Land and Natural Resources Order 1965 (S.I. 1965/319, Article 2(1), Schedule 1) and the remaining functions of that Minister were transferred to the Secretary of State by the Secretary of State for the Environment Order 1970 (S.I. 1970/1681, Article 2(1)). References to “the Minister” and “the appropriate Minister” in the Clean Air Acts 1956 and 1968 are therefore reproduced in the Bill as references to the Secretary of State.

3. Fines for summary offences under the enactments being consolidated (other than fines relating to continuing offences) were increased by the Criminal Justice Act 1982 (c. 48) section 38(6), (8) and (9) and section 289F of the Criminal Procedure (Scotland) Act 1975 (c. 21). In relation to summary offences all references in the enactments being consolidated to fines of specified amounts (other than those relating to continuing offences) were converted by section 46(1) of the Criminal Justice Act 1982 and section 289G(4) of the Criminal Procedure (Scotland) Act 1975 to references to fines at the corresponding level on the standard scale of fines for summary offences introduced by section 37 of the Criminal Justice Act 1982 and section 289G of the Criminal Procedure (Scotland) Act 1975. All references in the Bill to a fine of a specified level on the standard scale are derived from the operation of the enactments mentioned above.

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<b>Provision</b>	<b>Derivation</b>
1(1)	1956 ss. 1(1).
(2)	1956 s. 1 (4).
(3)	1956 s. 1(2).
(4)	1956 s. 1(3).
(5)	1956 s. 27(1); 1974, Sch. 2 para. 19(1).
(6)	1956 s. 1(1).
2(1)	1968 s. 1(1); 1989 s. 2(1).
(2)	1968 s. 1(2), (3).
(3)	1968 s. 1(1A); 1989 s. 2(2).
(4)	1968 s. 1(4).
(5)	1968 s. 1(1); 1974, Sch. 2 para. 26(a);
(6)	1968 s. 1(5).
(7)	1968 Sch. 1 para 9.
3	1956 s. 34(2); 1968 Sch. 1 para. 11.
4(1)	1956 s. 3(3).
(2)	1956 s. 3(1).
(3)	1956 s. 3(2).

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(4)	1956 ss. 3(1), (3), 27(2), (4); 1974, Sch. 2 para. 19(2), (4); R1.
(5), (6)	1956 s. 3(4), (5).
5(1)	1968 s. 2(5).
(2)	1968 s. 2(1).
(3)	1968 s. 2(2).
(4)	1968 s. 2(3).
(5)	1968 s. 2(4).
(6)	1968 s. 2(2), (4); 1974, Sch. 2 para. 26(b), (c).
6(1), (2)	1968 s. 3(1); S.I. 1992/36 reg. 3(3), (4).
(3)	1968 s. 3(2).
(4)	1968 s. 3(4).
(5)	1968 s. 3(3); 1974, Sch. 2, para. 26(d).
7(1), (2)	1968 s. 4(1), (2).
(3)—(5)	1968 s. 4(4)—(6).
(6)	1968 s. 4(7); 1974 Sch. 2 para. 26(e).
8(1)	1956 s. 6(1); 1968 s. 3(5); S.I. 1992/36 reg. 2(3).
(2)	1956 ss. 6(1), 27(4); 1974 Sch. 2 para. 19(4); R1.
9(1)	1968 s. 3(6).
(2)	1956 s. 6(4); 1968 s. 3(5), (7).
(3)	1956 s. 6(5); 1968 s. 3(5).
10(1)	1956 s. 7(1); 1968 s. 5(1); S.I. 1992/36 reg. 2(4), (5).
(2)	1956 s. 7(2), (3); 1968 Sch. 1 para. 2.
(3)	1956 s. 27(4).
(4)	1968 s. 5(7).
(5)	1968 s. 5(2).
(6)	1956 s. 7(1) proviso.
11	1968 s. 5(3)—(6); S.I. 1992/36 reg. 3(5), (6).
12(1)	1956 s. 8(1); 1968 Sch. 1 para. 3.
(2)	1956 ss. 8(2), 27(4); 1974 Sch. 2 para. 19(4).
13	1956 s. 9; 1968 Sch. 1 para. 4; R2.
14(1)	1968 s. 6(10).
(2)	1968 s. 6(1).

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(3)	1968 s. 6(1)
(4)	1968 s. 6(2).
(5)	1968 s. 6(2).
(6)	1968 s. 6(1), (2); 1974 Sch. 2 para. 26(f).
(7)	1968 s. 6(11).
15(1)	
(2)—(4)	1968 s. 6(4)—(6).
(5), (6)	1968 s. 6(7).
(7), (8)	1968 s. 6(8), (9).
(9)	1968 s. 6(11).
16(1)	1956 s. 10(1); 1961 Sch. 1 Pt III; 1963 Sch. 11 Part I para. 31; 1968 s. 6(12).
(2)	1956 s. 10(1).
(3)	1956 s. 10(2), (3); 1984 c. 55 Sch. 6 para. 5.
(4)	1956 s. 10(3).
(5)	1956 s. 10(5); 1970 c. 38 Sch. 1 Pt II para. 5; 1973 c. 65 Sch. 15 para. 28.
17	1956 s. 16(1), (3); 1968 Sch. 1 para 5; 1989 s. 1.
18(1)	1956 s. 11(1).
(2)	1956 ss. 11(3), 11(10) proviso.
(3), (4)	1956 s. 11(5), (6).
19	1968 s. 8(1) to (6).
20(1)	1956 ss. 11(2).
(2)	1956 s. 11(10).
(3)(a)	1956 s. 11(2).
(3)(b)	drafting.
(4)	1956 s. 11(2) proviso.
(5)	1956 s.27(2); 1974 Sch. 2 para. 19(2).
(6)	1956 s. 34(1).
21	1956 s. 11(4).
22(1)	1956 s. 11(7).
(2)	1956 s. 11(7) proviso.
(3)	1956 s. 11(9).
23(1), (2)	1968 s. 9(1), (2); 1974 Sch. 2 para. 27.
(3)—(5)	1968 s. 9(3)—(5).

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24(1)—(3)	1956 s. 12(2).
(4)	1956 s. 12(3); 1987 c. 26 Sch. 23 para. 6(1).
25(1)	drafting.
(2)	1964 ss.95(1), 108(4).
26	1956 s. 15(1), (2); 1980 Sch. 2 para. 2.
27(1)	1956 s. 14(1); 1964 s. 95(9).
(2)	1964 s. 95(9).
(3)	1956 s. 14(1) proviso.
(4)	1956 s. 15(3).
28(1)	1956 s. 14(2).
(2)	1956 s. 14(2); 1974 c. 39 Sch. 4 Part I para. 15.
(3)	1956 s. 15(3).
29	1956 s. 34(1); 1974 c. 39 Sch. 4 Part I para. 16.
30	1974 s. 75; The Departments (Northern Ireland) Order 1982 (S. I. 1982/846 (N. I. 11)).
31	1974 s. 76; 1990 Sch. 15 para. 15(6).
32(1)	1974 ss. 75(3)(b), 76(3)(c).
(2)—(4)	1974 s. 77; 1975 c. 21 s. 289B(1); 1980 c. 43 s. 32(2).
33	1974 s. 78; S.I. 1974/2170 reg. 10; 1990 Sch. 15 para. 15(7).
34(1)	1956 s. 25; 1974 s. 79(1).
(2)—(4)	1974 s. 79(5)—(7).
35(1)—(3)	1974 ss. 79(2)—(4), 84(1) (definition of “private dwelling”), 105(1) (definition of “notice”); 1990 Sch. 15 para. 15(8).
(4), (5)	1974 s. 79(8).
(6)	1974 s. 79(9).
36	1974 ss. 80, 84(1) (definition of “private dwelling”), 105(1) (definitions of “notice” and “regulations”); 1990 Sch. 15 para. 15(9).
37	1974 s. 81.
38	1974 s. 82.
39	1974 s. 83.
40(a), (b)	1974 s. 84(2), (3).

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41	1956 s. 16A; 1968 s. 11A; 1990 Sch. 15 paras. 6, 12.
42(1), (2)	1956 s. 18(1).
(3)	1956 ss. 18(1), 27(4) proviso; 1974 Sch. 2 para. 19(4).
(4)	1956 s. 18(2); 1968 Sch. 1 para. 1; 1990 Sch. 15 para. 7(1).
(5)	1956 s. 18(5); 1990 Sch. 15 para. 7(2).
(6)	1956 s. 18(4).
43(1), (2)	1956 s. 19(1).
(3)	1956 s. 19(2).
(4)	1956 s. 27(4); 1974 Sch. 2 para. 19(3).
(5)	1956 s. 19(3); 1968 Sch. 1 para. 1.
44(1), (2)	1956 s.20(1); 27(1)
(3)	1956 s. 20(2).
(4), (5)	1956 s. 20(3).
(6)	1956 s. 20(4); 1968 Sch. 1 para. 1.
45(1)	1956 s. 21(1); 1968 Sch. 1 para. 6.; 1990 Sch. 15 para. 7(3).
(2)	1956 s. 21(2).
46	1956 s. 22; Defence (Transfer of Functions) (No.1) Order 1964 (S.I. 1964/488) Sch. 1 Part I; 1968 Sch. 1, para. 1.
47	1968 ss. 7, 7A; 1990 s. 85.
48	1974 s. 102(1).
49	1956 ss. 26, 27(3); 1968 Sch. 1 para. 1; 1974 s. 94, Sch. 2 para. 19(3); R3.
50(1)	1956 s. 27(4); 1974 Sch. 2 para. 19(4).
(2)	1956 s. 27(4) proviso; 1974, Sch.2, para.19(4).
(3)	1936 s. 297; 1956 s. 31, Sch. 3 para. 2.
51(1), (2)	1956 s. 30(1); 1968 Sch. 1 para. 9; 1974 Sch.3 para. 16(1).
(3)	1956 s.30(2); 1968, Sch.1, para.9; 1974, Sch.3, para.16(2).
52	1974 s. 87(1); R4.
53	1974 s. 87(2); R4.
54	1956 s. 28; 1968 Sch. 1 para. 1.

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55(1)	1956 s. 29(1); 1961 Sch. 1 Part III; 1968 Sch. 1 para. 1; R5.
(2)	1956 s. 29(2); 1968 Sch. 1 para. 8.
(3)	1956 s. 29(3); 1968 Sch. 1 para. 1.
56	1897 s. 18; 1936 s. 287; 1956 s. 31(1), Sch. 3 para. 1, Part III; 1974 s. 91; R6.
57	1897 s. 18; 1936 ss. 287(3), 288; 1956 s. 31(1); 1974 s. 92; R6.
58	1974 s. 93.
59	1936 s. 318; 1956 s. 31(1); 1974 s. 96; R7.
60	1936 ss. 322, 324, 325; 1956 s. 31(1); 1968 s. 8(7); 1974 s. 97; R8.
61	1956 s. 31(1), (3), (4), (6); 1968 Sch. 1 para. 1; R9.
62(1)	1956 s. 31(1); 1968 Sch. 1 para. 1.
(2)	1956 s. 31(7), Sch. 3 Part III; 1968 Sch. 1 para. 1; 1987 c. 26 Sch. 23 para. 6(2), (3).
63(1)	1956 s. 33(1); 1968 s. 12(1); R10.
(2)	1956 s. 33(1); 1968 s. 12(2).
(3)	1956 s. 33(1).
64(1)	1936 s. 343(1); 1956 ss. 31(1), 34(1); 1961 Sch. 1 Part III; 1968 s. 13(1), Sch. 1 para. 10; 1972 c. 70 s. 180(1), (3)(f); 1973 c. 65 Sch. 27 Part II para. 128; 1974 s. 84(1); S.I. 1992/36 regs. 2(2), 3(2); R11.
(2)	1956 s. 34(3).
(3)	1968 s. 13(2).
(4)	1956 s. 34(4); 1974 ss. 30(1), 84(1), R12.
(5)	1956 s. 34(6).
(6)	1956 s. 34(7); 1968 Sch. 1 para. 12.
65	1974 s. 107.
66	1956 s. 17.
67	
68(1), (2)	
(3)	1956 s. 36; 1968 s. 15(6).
Sch. 1	1956 Sch. 1; 1980 Sch. 2, para. 5.
Sch. 2 para. 1(1)—(4)	1956 s. 12(1); 1980 Sch. 2, para. 2.
(5), (6)	1964 ss. 95(4)(a), 108(4).



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para. 2	1964 s. 95(2).
para. 3(1), (2)	1964 s. 95(2); 1968 s. 10(5).
(3)	1964 s. 95(3), (10)(b).
(4)	1964 s. 95(4)(b).
(5)	1964 s. 95(2), (3).
para. 4(1)	1956 s.13(1).
(2)	1956 s. 13(2); 1964 s. 95(7), (8).
(3)	1964 s. 95(7).
Sch. 3 Part I	
para. 1	1968 s. 11(6), (7).
paras. 2, 3	1968 s. 11(1), (3).
para. 4	1968 s. 11(3).
para. 5	1968 s. 11(4).
para. 6	1956 s. 29(1), proviso para. (a).
Part II	
para. 7	1974 s. 76(4)(a).
para. 8	1974 s. 78(1).
para. 9	1974 s. 79(4).
para. 10	1974 s. 80(3).
para. 11	1974 s. 84(1).
Sch. 4	
Sch. 5 Part I paras. 1-5	
Part II para. 6(1)	1968 s. 3(4); Clean Air Act 1968 (Commencement No. 2) Order 1969 (S.I. 1969/995); Clean Air Act 1968 (Commencement No. 2)(Scotland) Order 1969 (S.I. 1969/1006).
(2), (3)	1956 s. 6(2); Clean Air Act 1956 (Appointed Day) Order 1958 (S.I. 1958/167); Clean Air Act 1956 (Appointed Day No. 2) (Scotland) Order 1958 (S.I. 1958/1931).
para. 7	1968 s. 6(10); Clean Air Act 1968 (Commencement No. 1) Order 1968 (S.I. 1968/1922); Clean Air Act 1968 (Commencement No. 1)(Scotland) Order 1968 (S.I. 1968/1941).
paras. 8, 9	1980 Sch. 2 paras. 2(b) and 5(b).
para. 10	1956 s. 18(3).

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Part III

1956 Sch. 1 as originally enacted; 1968 s.  
10(1), (2), (4).

Sch. 6

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

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

- s. 16(4A)(4B) inserted by [S.I. 2023/908 reg. 16](#)
- s. 20(5D)-(5F) inserted by [2021 c. 30 Sch. 12 para. 10\(2\)](#)
- s. 21(4A)-(4D) inserted by [2021 c. 30 Sch. 12 para. 11\(2\)](#)