

**Changes to legislation:** Environment Act 1995, Cross Heading: The Clean Air Act 1993 is up to date with all changes known to be in force on or before 28 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 22 **U.K.**

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *The Clean Air Act 1993*

- 195 [F1 In section 2 of the M1 Clean Air Act 1993 (emission of dark smoke from industrial or trade premises) in subsection (5) (which creates a summary offence punishable with a fine not exceeding level 5 on the standard scale) for the words “level 5 on the standard scale” there shall be substituted the words “£20,000”.]

#### Textual Amendments

- F1** Sch. 22 para. 195 omitted (E.W.) (12.3.2015) by virtue of [The Legal Aid, Sentencing and Punishment of Offenders Act 2012 \(Fines on Summary Conviction\) Regulations 2015 \(S.I. 2015/664\)](#), reg. 1(1), [Sch. 4 para. 98](#) (with reg. 5(1))

#### Marginal Citations

- M1** 1993 c. 11.

- 196 (1) Section 19 of that Act (power to require creation of smoke control areas by local authorities) as it applies to Scotland shall be amended in accordance with the following provisions of this paragraph.
- (2) In subsection (1)—
- (a) for the words “Secretary of State” there shall be substituted the words “Scottish Environment Protection Agency (in this section referred to as “the Agency”)”; and
- (b) for the words “he”, “him” and “his” there shall be substituted respectively “the Agency”, “it” and “its”.
- (3) In subsections (2), (3), (4)(a) and (6), for the words “Secretary of State” there shall be substituted the words “Agency”.
- (4) In subsection (3), for the word “him” there shall be substituted the word “it”.
- (5) In subsection (4), before the words “the Secretary of State” in the second place where they occur there shall be inserted the words “the Agency, with the consent of”.
- 197 In section 59 of that Act (local inquiries) in subsection (1)—
- (a) for the words “a local inquiry” there shall be substituted the words “an inquiry”; and
- (b) for the words “such an inquiry” there shall be substituted the words “an inquiry”;
- and for the side-note to that section there shall accordingly be substituted “Inquiries.”.

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- 198 In section 60(7)(b) of that Act as it applies to Scotland for the words “the Secretary of State” and “Secretary of State’s” there shall be substituted the words “SEPA” and “SEPA’s” respectively.
- 199 In section 63(1)(c) of that Act as it applies to Scotland for the words “sections 19(4) and” there shall be substituted the words “section”.

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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. 41(1)(s) inserted by [2021 c. 30 s. 57\(8\)](#)
- s. 82(1A) inserted by [2024 asc 2 s. 16\(3\)](#)
- s. 83B inserted by [2024 asc 2 s. 17\(1\)](#)
- s. 85(3)(e)(f) inserted by [2024 asc 2 s. 18\(b\)](#)
- Sch. 7 para. 7(4A)(4B) inserted by [2007 c. 28 Sch. 14 para. 4\(3\)](#)