

## SCHEDULE 2

### THE PETROLEUM (CONSOLIDATION) ACT 1928

#### *Modifications*

1. In section 1, for the words in subsections (2) and (3) from “liable” to the end of the subsection there shall be substituted in each subsection the words “guilty of an offence”.
2. In section 2, for the words in paragraphs (a), (b) and (c) of subsection (4) from “liable” to the end of the paragraph there shall be substituted in each paragraph the words “guilty of an offence”.
3. For section 3 there shall be substituted the following section:—
  - “3. Where a person who is aggrieved by a decision of a local authority on an application for a Petroleum-Spirit licence appeals to the Secretary of State under section 44 of the Health and Safety at Work etc. Act 1974, the Secretary of State when he determines the appeal or a person who determines the appeal on his behalf under that section may, if he thinks fit, direct the Health and Safety Executive to grant the licence either without conditions or subject to such conditions as he thinks proper or to modify the conditions attached by the local authority, and any licence so granted or modified shall be in force for such time and be subject to such provisions as to renewal as may be specified in the licence and shall have effect as if granted by a local authority.”
4. In section 4, for the words from the beginning to the words “as the case may be” there shall be substituted the words “In respect of every petroleum-spirit licence granted by a local authority, or by the Secretary of State or by the Health and Safety Executive under this Act, fees shall be payable in the first case to the local authority, and in the other two cases to the Health and Safety Executive”.
5. In section 5, for the words in subsection (2) from “liable” to the end of the subsection there shall be substituted the words “guilty of an offence”.
6. In section 9, for the words in subsection (3) from “liable” to the end of the subsection there shall be substituted the words “guilty of an offence”.
7. In section 13—
  - (a) for the references to the Secretary of State there shall be substituted references to the Health and Safety Executive; and
  - (b) for the words in subsection (3) from “liable” to the end of the subsection there shall be substituted the words “guilty of an offence”.
8. In section 18, for the words in subsection (3) from “liable” to the end of the subsection there shall be substituted the words “guilty of an offence”.
9. In section 23, in the definition of “Petroleum-spirit licence” at the end there shall be inserted the words “or by the Health and Safety Executive”.