STATUTORY INSTRUMENTS

1980 No. 603 (S.54)

LOCAL GOVERNMENT, SCOTLAND

The Burgh Police (Scotland) Act 1892 (Application of Provisions) (Inverness District Council) Order 1980

Made - - -	*21st April 1980*
Laid before Parliament	*6th May 1980*
Coming into Operation	*28th May 1980*

In exercise of the powers conferred upon me by sections 229(3) and 233(3) of the Local Government (Scotland) Act 1973(**a**) and of all other powers enabling me in that behalf, I hereby make the following order:–

Title and commencement

1. This order may be cited as the Burgh Police (Scotland) Act 1892 (Application of Provisions) (Inverness District Council) Order 1980 and shall come into operation on 28th May 1980.

Interpretation

2. In this order:–

"the Act" means the Burgh Police (Scotland) Act 1892(**b**);

"the district" means the area of Inverness District Council;

"the deposited plan" means the plan prepared in triplicate sealed with the seal of the Secretary of State for Scotland and marked "Plan referred to in the Burgh Police (Scotland) Act 1892 (Application of Provisions) (Inverness District Council) Order 1980" copies of which are deposited at the offices of the Scottish Development Department, New St Andrew's House, Edinburgh; Highland Regional Council, Regional Buildings, Glen Urquhart Road, Inverness; and Inverness District Council, Town House, Inverness respectively.

"the specified area" means the area within the district which extends eight miles from the General Post Office, Inverness as shown outlined in red on the deposited plan.

Application of provisions of the Act

3.—(1) Subject to the modifications set out in the Schedule to the order, the provisions of sections 270 and 271 of and Schedule V to the Act as altered by the Magistrates of the Royal Burgh of Inverness 15 November 1972 and approved by the Sheriff of Inverness, Moray, Nairn and Ross and Cromarty 28 May 1974, and as subsequently altered and approved as aforesaid on the 30th May and 11th August respectively both in 1977, are hereby extended to apply throughout the specified area.

(**a**) 1973 c. 65. (**b**) 1892 c. 55.

(2) The provisions of sections 454, 465, 484, 491, 499, 500, 503, 511, and 512 of the Act insofar as they are applicable to the licensing of and regulations for hackney carriages shall extend throughout the specified area.

George Younger
One of Her Majesty's Principal Secretaries of State

New St Andrew's House
Edinburgh
21st April 1980

SCHEDULE

Article 3

Provision	*Modification*
Section 270	For the words "five miles from the principal post office of the burgh" there shall be substituted the words "within the specified area referred to in the Burgh Police (Scotland) Act 1892 (Application of Provisions) (Inverness District Council) Order 1980" and for the words "within the Burgh" there shall be substituted the words "within the said specified area".
Schedule V	For the words "the prescribed distance" and "such prescribed distance" wherever they occur, except where they secondly occur, at paragraphs (12) and (19) there shall be substituted the words "within the specified area referred to in the Burgh Police (Scotland) Act 1892 (Application of Provisions) (Inverness District Council) Order 1980", and at paragraphs (12) and (19) for the words "not exceeding such prescribed distance" there shall be substituted the words "not being beyond the boundary of the said specified area".
Regulation 1	At paragraph (b) for the words "the Chief Constable of Inverness Constabulary" there shall be substituted "the Chief Constable of the Northern Constabulary". At the end of the Regulation the following paragraph shall be added: (n) "district council" means Inverness District Council.
Regulation 1(c)	The words "the police officer appointed by" to the end shall be deleted and the following shall be substituted therefor "a police officer or person appointed by Inverness District Council to carry out inspections of hackney carriages".
Regulations 2(a), 2(c), 2(g), 2(i), 3(e), 6, 12, 9	For the word "Magistrates" there shall be substituted "district council".

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order extends those provisions of the Burgh Police (Scotland) Act 1892 which relate to the licensing and control of hackney carriages throughout part of the area of Inverness District.

Printed in England by Brown Knight & Truscott Ltd, and published by Her Majesty's Stationery Office
82/ E 34 K8 5/80

50p net

ISBN 0 11 006603 0