



Local Government in Scotland Act 2003

2003 asp 1

PART 9

GENERAL

57 Power to modify enactments

- (1) The Scottish Ministers may, by order, amend, repeal, revoke or disapply any enactment to which this section applies.
- (2) This section applies to—
 - (a) any enactment which the Scottish Ministers consider prevents local authorities from discharging their duty under section 1(1), 13(1) or 15(1) above or hinders them in that discharge;
 - (b) any enactment which the Scottish Ministers consider prevents any participant in community planning from implementing a duty or exercising a power under sections 15 and 16 above or hinders a participant in that implementation or exercise;
 - (c) any enactment which the Scottish Ministers consider prevents local authorities from exercising their power under section 20(1) above.
- (3) The power under subsection (1) above may be exercised in relation to—
 - (a) all authorities, bodies or other persons as respects which and whom it may be exercised;
 - (b) any class or classes of such authorities, bodies or persons; or
 - (c) a particular such authority, body or person.
- (4) The power under subsection (1) above includes power to amend or disapply an enactment for a specified period.
- (5) An order under this section shall be made by statutory instrument.
- (6) No such order shall be made unless the statutory instrument has been laid in draft before and approved by resolution of the Scottish Parliament.