



# Gaelic Language (Scotland) Act 2005

## 2005 asp 7

### *Gaelic language plans*

#### **3 Gaelic language plans**

- (1) The Bòrd may give a notice in writing to any relevant public authority requiring the authority to prepare a Gaelic language plan.
- (2) The notice must—
  - (a) state that the authority is required to prepare a Gaelic language plan in accordance with this section and submit it to the Bòrd,
  - (b) specify a date (being no earlier than 6 months after the date the notice was given) by which the authority must submit the plan to the Bòrd, and
  - (c) inform the authority of its rights under section 4 to request a review and to appeal to the Scottish Ministers.
- (3) In deciding whether to give a notice under subsection (1) to an authority, the Bòrd must have regard to—
  - (a) the most recent national Gaelic language plan published under section 2 (if any),
  - (b) the extent to which—
    - (i) the Gaelic language is used by persons in relation to whom the functions of the authority are exercisable, and
    - (ii) in the Bòrd's opinion, there is potential for the authority to develop the use of the Gaelic language in connection with the exercise of those functions,
  - (c) any representations made to it in relation to the use of the Gaelic language in connection with the exercise of those functions, and
  - (d) any guidance given by the Scottish Ministers.
- (4) A Gaelic language plan must—
  - (a) set out the measures to be taken by the relevant public authority in relation to the use of the Gaelic language in connection with the exercise of the authority's functions,
  - (b) specify the date by which the measures are to be taken, and

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*Status: This is the original version (as it was originally enacted).*

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- (c) contain such other information as may be prescribed in regulations made under subsection (7).
- (5) A relevant public authority, in preparing a Gaelic language plan, must have regard to—
- (a) the most recent national Gaelic language plan published under section 2,
  - (b) the extent to which the persons in relation to whom the authority's functions are exercisable use the Gaelic language,
  - (c) the potential for developing the use of the Gaelic language in connection with the exercise of those functions,
  - (d) any representations made to the authority in relation to the use of the Gaelic language in connection with the exercise of those functions, and
  - (e) any guidance given by the Scottish Ministers or the Bòrd.
- (6) In preparing a Gaelic language plan, a relevant public authority must consult persons appearing to it to have an interest.
- (7) The Scottish Ministers may, after consulting the Bòrd, by regulations make further provision in relation to the content of Gaelic language plans.
- (8) Those regulations may make different provision for different purposes or for different types of authority.