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SCOTTISH STATUTORY INSTRUMENTS

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**2019 No. 197 (C. 6)**

**DAMAGES**

**The Damages (Investment Returns and Periodical Payments)  
(Scotland) Act 2019 (Commencement No. 1) Regulations 2019**

<i>Made</i>	- - - -	<i>4th June 2019</i>
<i>Laid before the Scottish Parliament</i>	- - - -	<i>6th June 2019</i>
<i>Coming into force</i>	- -	<i>1st July 2019</i>

The Scottish Ministers make the following Regulations in exercise of the powers conferred by section 9(2) and (3) of the Damages (Investment Returns and Periodical Payments) (Scotland) Act 2019(1).

**Citation and commencement**

1. These Regulations may be cited as the Damages (Investment Returns and Periodical Payments) (Scotland) Act 2019 (Commencement No. 1) Regulations 2019 and come into force on 1 July 2019.

**Appointed day**

2. The day appointed for the coming into force of sections 1 and 2 (returns on investment of damages) and the schedule (investments: setting rate of return) of the Damages (Investment Returns and Periodical Payments) (Scotland) Act 2019 is 1 July 2019.

**Amendment of the Damages Act 1996**

3.—(1) In the provisions of schedule B1 of the Damages Act 1996(2) mentioned in paragraph (2), for the words from “the day” to the end of the provision substitute “1 July 2019”.

(2) Those provisions are—

- (a) paragraph 1(3)(b),
- (b) paragraph 27(3),
- (c) paragraph 29(2), and
- (d) paragraph 30(2).

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(1) 2019 asp 4.

(2) 1996 c.48; schedule B1 is inserted by Damages (Investment Returns and Periodical Payments) (Scotland) Act 2019 (asp 4), section 2 and the schedule, which come into force on 1 July 2019 by virtue of these Regulations.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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St Andrew's House,  
Edinburgh  
4th June 2019

*ASH DENHAM*  
Authorised to sign by the Scottish Ministers

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations bring sections 1 and 2 and the schedule of the Damages (Investment Returns and Periodical Payments) (Scotland) Act 2019 (“the 2019 Act”) into force on 1 July 2019 (regulation 2). These provisions amend the Damages Act 1996 by replacing its provision on the setting of the personal injury discount rate (section 1 of the Damages Act 1996) with new provisions on that matter (section B1 and schedule B1 as inserted by sections 1 and 2 and the schedule of the 2019 Act).

Regulation 3 amends the text of schedule B1 of the Damages Act 1996 Act where it contains references to the day on which the schedule of the 2019 Act comes into force. The text is amended to refer directly to 1 July 2019.

The Bill for the 2019 Act received Royal Assent on 24 April 2019. Sections 8, 9 and 10 came into force on the following day.