

Changes to legislation: Scotland Act 2016, Paragraph 14 is up to date with all changes known to be in force on or before 08 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 2

ROADS: CONSEQUENTIAL AND RELATED PROVISION

Commencement Information

II [Sch. 2](#) in force at 23.5.2016 see [s. 44](#)

PART 1

AMENDMENTS

Road Traffic Regulation Act 1984 (c. 52)

- 14 (1) Part 1 of Schedule 9 (reserve powers of Secretary of State in relation to certain orders) is amended as follows.
- (2) In the heading to the Part for “Secretary of State” substitute “national authority”.
- (3) In paragraph 1 (directions in relation to certain orders)—
- (a) for “Secretary of State” substitute “national authority”, and
 - (b) after “give to that” insert “authorised”.
- (4) In paragraph 2(b) (directions prohibiting certain orders)—
- (a) after “prohibiting the” insert “authorised”, and
 - (b) for “Secretary of State” substitute “national authority”.
- (5) In paragraph 3(1) (power of Secretary of State to make order instead of authorised authority)—
- (a) for “Secretary of State” substitute “national authority”, and
 - (b) after “as well as by the” insert “authorised”.
- (6) In paragraph 4 (arrangements for making order of Secretary of State effective etc)—
- (a) for “Secretary of State” substitute “national authority”,
 - (b) for “him”, in each place, substitute “the national authority”, and
 - (c) for “he”, in each place, substitute “the national authority”.
- (7) In paragraph 6(1) (transfer of operation of parking place to local authority from Secretary of State)—
- (a) for “Secretary of State”, in each place, substitute “national authority”, and
 - (b) in paragraph (b) for “he” substitute “the national authority”.
- (8) In paragraph 7 (variation or revocation of order by Secretary of State), in sub-paragraph (1)—

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- (a) for “Secretary of State” substitute “ national authority ”, and
 - (b) for “he” substitute “ national authority ”.
- (9) In paragraph 8 (matters as to which Secretary of State is to be satisfied before making order)—
- (a) for “Secretary of State” substitute “ national authority ”,
 - (b) for “he” substitute “ the national authority ”,
 - (c) for “him” substitute “ the national authority ”, and
 - (d) after “discharged by the” insert “ authorised ”.
- (10) In paragraph 9 (circumstances in which paragraph 8 does not apply)—
- (a) for “Secretary of State” substitute “ national authority ”,
 - (b) for “he”, in both places, substitute “ the national authority ”, and
 - (c) for “him” substitute “ the national authority ”.
- (11) For paragraph 12A (disapplication of Article 2 of the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc) Order 1999) substitute—
- “12ZA A power conferred upon the Scottish Ministers by this Schedule, so far as it relates to the exercise of a power under this Act by virtue of section 22C, is exercisable only with the consent of the Secretary of State.”

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Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing S.I. 2017/455, reg. 3 by [S.I. 2019/1438 reg. 2](#)