

## SCHEDULE 2

### PART I

#### MODIFICATIONS OF ACTS OF PARLIAMENT

##### **Damages Act 1996 (c. 48)**

**126.**—(1) The Damages Act 1996 is amended as follows.

(2) In section 1 (assumed rate of return for investment of damages), for subsection (5) there is substituted—

“(5) In the application of this section to Scotland—

(a) for the reference to the Lord Chancellor in subsections (1) and (4) there is substituted a reference to the Scottish Ministers; and

(b) in subsection (4)—

(i) “and the Treasury” is omitted; and

(ii) for “either House of Parliament” there is substituted “the Scottish Parliament”.”.

(3) In section 6 (guarantees for public sector settlements), after subsection (8A)(1) there is inserted—

“(8B) In the application of this section to Scotland, “relevant government department” shall be read as if it was a reference to any part of the Scottish Administration and subsection (8) shall cease to have effect.”.

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(1) Subsection (8A) was inserted by the Scotland Act 1998 (c. 46), Schedule 8, paragraph 34.