
STATUTORY INSTRUMENTS

2007 No. 2915

**The Scotland Act 1998 (Transfer of Functions
to the Scottish Ministers etc.) Order 2007**

Functions to be treated as being, or not being, exercisable in or as regards Scotland

2.—(1) Schedule 1 to this Order (which makes provision for certain functions to be treated for the purposes of section 63 of the 1998 Act as being functions which are exercisable in or as regards Scotland) shall have effect.

(2) Except as provided in—

- (a) article 2 of, and Schedule 1 to, the 2000 Order;
- (b) article 2(1) of, and Schedule 1 to, the 2003 Order; and
- (c) paragraph (1) above and Schedule 1 to this Order,

the functions of the Secretary of State under sections 5, 9(1)(b) and (3), 10(1)(a) and (2) and 15(1) of the 2000 Act (interception with a warrant, duration, cancellation, modification and renewal of warrants etc. and general safeguards) are, for the purposes of section 63 of the 1998 Act, to be treated as otherwise not being exercisable in or as regards Scotland⁽¹⁾.

(1) Certain functions of the Secretary of State under sections 5, 9, 10 and 15 of the Regulations of Investigatory Powers Act 2000 have already been transferred to the Scottish Ministers by S.I.2000/3253 and 2003/2617.