



# Christmas Day and New Year's Day Trading (Scotland) Act 2007

2007 asp 13

## **2 Application of section 1 to New Year's Day**

- (1) The Scottish Ministers may, by order made by statutory instrument, provide that section 1 applies in relation to New Year's Day as it applies in relation to Christmas Day.
- (2) An order under subsection (1) is to be made only if a draft of the order has been laid before and approved by a resolution of the Scottish Parliament.
- (3) The Scottish Ministers may not lay a draft of an order under subsection (1) before the Parliament in pursuance of subsection (2) unless, having consulted the persons mentioned in subsection (4), they have laid before the Parliament—
  - (a) a report about the economic impact, and the impact on family life, of large shops opening for the purpose of making retail sales on New Year's Day; and
  - (b) a statement that they are of the view, having considered the matters in the report, that the order should be made and setting out their reasons for being of that view.
- (4) The persons referred to in subsection (3) are—
  - (a) every council constituted under section 2 of the Local Government etc. (Scotland) Act 1994 (c. 39);
  - (b) such persons as appear to the Scottish Ministers to be representative of the interests of those who carry on business;
  - (c) such persons as appear to the Scottish Ministers to be representative of those who work in large shops; and
  - (d) such other persons as the Scottish Ministers think fit.

**Changes to legislation:**

There are currently no known outstanding effects for the Christmas Day and New Year's Day Trading (Scotland) Act 2007, Section 2.