



# Tobacco and Primary Medical Services (Scotland) Act 2010

## 2010 asp 3

### PART 1

[<sup>F1</sup>TOBACCO AND NICOTINE VAPOUR PRODUCTS ETC.]

### CHAPTER 2

[<sup>F1</sup>REGISTER OF TOBACCO AND NICOTINE VAPOUR PRODUCT RETAILERS]

*[<sup>F1</sup>Register of tobacco and nicotine vapour product retailers: miscellaneous and supplementary]*

#### Annotations:

##### Amendments (Textual)

- F1** [S. 21 crossheading](#)  
substituted (1.4.2017) by  
[Health \(Tobacco, Nicotine etc. and Care\) \(Scotland\) Act 2016 \(asp 14\)](#)  
,  
[ss. 15\(9\)](#)  
,  
[36\(2\)](#)  
,  
[S.S.I. 2017/12](#)  
,  
[reg. 2](#)  
,  
[sch.](#)

---

*Changes to legislation: There are currently no known outstanding effects for the Tobacco and Primary Medical Services (Scotland) Act 2010, Cross Heading: Register of tobacco and nicotine vapour product retailers: miscellaneous and supplementary. (See end of Document for details)*

---

## 21 Public inspection of Register

- (1) On the basis of information contained in the Register, the Scottish Ministers must make available for public inspection a list of premises<sup>F2</sup>, specifying for each of those premises whether there is carried on, or there is proposed to be carried on—
- (a) a tobacco business,
  - (b) a nicotine vapour product business, or
  - (c) both a tobacco business and a nicotine vapour product business].
- (2) The list must be made available free of charge at all reasonable times.

### Annotations:

#### Amendments (Textual)

- F2** Words in s. 21(1) substituted (1.4.2017) by  
[Health \(Tobacco, Nicotine etc. and Care\) \(Scotland\) Act 2016 \(asp 14\)](#)  
 ,  
[ss. 12](#)  
 ,  
[36\(2\)](#)  
 ;  
[S.S.I. 2017/12](#)  
 ,  
[reg. 2](#)  
 ,  
[sch.](#)

#### Commencement Information

- I1** S. 21 in force at 1.10.2011 by  
[S.S.I. 2010/345](#)  
 ,  
[art. 2](#)  
 ,  
[Sch.](#)

## 22 Council access to Register

- (1) The Scottish Ministers must make available to councils the information contained in the Register.
- (2) Information disclosed under subsection (1) may be used by councils only for the purpose of enabling or assisting them to perform their functions under this Part.

### Annotations:

#### Commencement Information

- I2** S. 22 in force at 1.10.2011 by  
[S.S.I. 2010/345](#)  
 ,  
[art. 2](#)  
 ,

---

**Changes to legislation:** There are currently no known outstanding effects for the Tobacco and Primary Medical Services (Scotland) Act 2010, Cross Heading: Register of tobacco and nicotine vapour product retailers: miscellaneous and supplementary. (See end of Document for details)

---

[Sch.](#)

## 23 Delegation of functions relating to Register

- (1) The Scottish Ministers may, to such extent and subject to such conditions as they think appropriate, delegate any of their functions under this Chapter (other than excepted functions) to such person as they may determine.
- (2) An excepted function is a function relating to—
  - (a) the making of regulations, or
  - (b) the determination under section 11(2)(e) of the form and manner of an application.
- (3) A delegation under subsection (1) may be varied or revoked at any time.

### Annotations:

---

#### Commencement Information

- I3** S. 23 in force at 1.10.2011 by  
[S.S.I. 2010/345](#)  
,  
[art. 2](#)  
,  
[Sch.](#)

## 24 Vehicles, vessels and moveable structures

The Scottish Ministers may by regulations provide for this Chapter to apply in relation to vessels, vehicles and other moveable structures subject to such modifications as they consider necessary or expedient.

### Annotations:

---

#### Commencement Information

- I4** S. 24 in force at 24.10.2010 by  
[S.S.I. 2010/345](#)  
,  
[art. 2](#)  
,  
[Sch.](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Tobacco and Primary Medical Services (Scotland) Act 2010, Cross Heading: Register of tobacco and nicotine vapour product retailers: miscellaneous and supplementary.