



Offensive Behaviour at Football and Threatening Communications (Scotland) Act 2012

2012 asp 1

Threatening communications

9 Power to modify sections 6(5)(b) and 8

- (1) The Scottish Ministers may by order—
 - (a) modify section 6(5)(b) so as to—
 - (i) add or remove a ground of hatred to or from those for the time being mentioned in that section,
 - (ii) vary a ground of hatred for the time being mentioned in that section,
 - (b) modify section 8 so as to—
 - (i) add or remove a definition to or from those for the time being mentioned in that section in consequence of a modification made under paragraph (a),
 - (ii) vary a definition that relates to a ground of hatred for the time being mentioned in section 6(5)(b).
- (2) An order under subsection (1) may—
 - (a) specify grounds of hatred by reference to hatred against groups of persons, or individuals, of specified descriptions,
 - (b) specify such descriptions by reference to specified personal characteristics,
 - (c) in relation to any ground added by the order, modify this Act so as to make such provision for the same or similar purposes as that in section 7 as the Scottish Ministers consider necessary or appropriate,
 - (d) remove or vary any provision made under paragraph (c).
- (3) An order under subsection (1)—
 - (a) may make such consequential, transitional, transitory or saving provision as the Scottish Ministers consider appropriate,
 - (b) may, for the purpose of making consequential provision under paragraph (a), modify this Act,

(c) is subject to the affirmative procedure.