

SCHEDULE 2 FUNCTIONS OF HISTORIC ENVIRONMENT SCOTLAND IN RELATION TO SCHEDULED MONUMENTS

PART 1

SCHEDULE OF MONUMENTS

1 The 1979 Act is amended as follows.

Modifications etc. (not altering text)

- C1** [Sch. 2 para. 1](#) savings for effects of commencing S.S.I. 2015/196 (1.10.2015) by [The Historic Environment Scotland Act 2014 \(Saving, Transitional and Consequential Provisions\) Order 2015 \(S.S.I. 2015/239\)](#), arts. 1(1), **2(1)**

Commencement Information

- I1** [Sch. 2 para. 1](#) in force at 27.2.2015 for specified purposes by [S.S.I. 2015/31](#), art. 2, [Sch.](#)
I2 [Sch. 2 para. 1](#) in force at 1.10.2015 in so far as not already in force by [S.S.I. 2015/196](#), art. 2, [Sch.](#) (with transitional provisions and savings in S.S.I. 2015/239, arts. 2-19)

- 2 In section 1 (Schedule of monuments)—
- (a) in subsection (1)—
 - (i) for “The Secretary of State” substitute “ Historic Environment Scotland ”,
 - (ii) for “he” substitute “ it ”,
 - (b) in subsection (3)—
 - (i) for first “the Secretary of State” substitute “ Historic Environment Scotland ”,
 - (ii) for “him” substitute “ it ”,
 - (c) in subsection (4) for “the Secretary of State” substitute “ Historic Environment Scotland ”,
 - (d) in subsection (5) for “The Secretary of State” substitute “ Historic Environment Scotland ”,
 - (e) for subsection (6) substitute—
 - “(6) Where Historic Environment Scotland—
 - (a) includes a monument in the Schedule under subsection (3),
 - (b) amends the entry in the Schedule relating to a monument, or
 - (c) excludes a monument from the Schedule,
 it must notify such persons as may be prescribed in such form and manner, and within such time, as may be prescribed of the action taken.”,
 - (f) subsections (7) and (8) are repealed,
 - (g) in subsection (10)(b) for “the Secretary of State” substitute “ Historic Environment Scotland ”.

*Changes to legislation: There are currently no known outstanding effects for the
 Historic Environment Scotland Act 2014, PART 1. (See end of Document for details)*

Modifications etc. (not altering text)

- C2** [Sch. 2 para. 2](#) savings for effects of commencing S.S.I. 2015/196 (1.10.2015) by [The Historic Environment Scotland Act 2014 \(Saving, Transitional and Consequential Provisions\) Order 2015 \(S.S.I. 2015/239\)](#), arts. 1(1), **2(1)**

Commencement Information

- I3** [Sch. 2 para. 2](#) in force at 27.2.2015 for specified purposes by [S.S.I. 2015/31](#), art. 2, [Sch.](#)
I4 [Sch. 2 para. 2](#) in force at 1.10.2015 in so far as not already in force by [S.S.I. 2015/196](#), art. 2, [Sch.](#) (with transitional provisions and savings in S.S.I. 2015/239, arts. 2-19)

3 After section 1A (Commission's functions as to informing and publishing) insert—

“1B Publication of the Schedule

- (1) Historic Environment Scotland must—
- (a) publish the Schedule compiled and maintained under section 1, and any amendments of the Schedule, and
 - (b) make the Schedule available for public inspection, in such manner as may be prescribed.
- (2) The Scottish Ministers may by regulations make further provision for—
- (a) the publication of the Schedule,
 - (b) the making of the Schedule available for public inspection,
 - (c) the notification of the inclusion of a monument in, the amendment of an entry relating to a monument in or the exclusion of a monument from the Schedule.”.

Modifications etc. (not altering text)

- C3** [Sch. 2 para. 3](#) savings for effects of commencing S.S.I. 2015/196 (1.10.2015) by [The Historic Environment Scotland Act 2014 \(Saving, Transitional and Consequential Provisions\) Order 2015 \(S.S.I. 2015/239\)](#), arts. 1(1), **2(1)**

Commencement Information

- I5** [Sch. 2 para. 3](#) in force at 27.2.2015 for specified purposes by [S.S.I. 2015/31](#), art. 2, [Sch.](#)
I6 [Sch. 2 para. 3](#) in force at 1.10.2015 in so far as not already in force by [S.S.I. 2015/196](#), art. 2, [Sch.](#) (with transitional provisions and savings in S.S.I. 2015/239, arts. 2-19)

Changes to legislation:

There are currently no known outstanding effects for the Historic Environment Scotland Act 2014, PART 1.