



Regulatory Reform (Scotland) Act 2014

2014 asp 3

PART 2

PRIMARY AUTHORITIES

11 Nomination of primary authorities: conditions and registers

- (1) The Scottish Ministers may nominate a local authority under section 10(1) in relation to the regulated person only if—
 - (a) the Scottish Ministers consider the authority suitable for nomination, and
 - (b) the authority and the regulated person have agreed in writing to the nomination.
- (2) The Scottish Ministers may in particular consider as suitable for nomination under subsection (1)—
 - (a) the local authority in whose area the regulated person principally carries out the activity in relation to which the relevant function is exercised, or
 - (b) the local authority in whose area the regulated person administers the carrying out of that activity.
- (3) The Scottish Ministers may at any time revoke a nomination under section 10(1) if they consider that—
 - (a) the authority is no longer suitable for nomination, or
 - (b) it is appropriate to do so for any other reason.
- (4) Subsection (2) applies in relation to a revocation of a nomination as it applies in relation to a nomination.
- (5) The Scottish Ministers must maintain or cause to be maintained a register of nominations.
- (6) Subsections (1) to (5) apply in relation to a person to whom the function under section 10(1) is delegated as they apply in relation to the Scottish Ministers.