
SCOTTISH STATUTORY INSTRUMENTS

2015 No. 31 (C. 6)

ANCIENT MONUMENTS

**The Historic Environment Scotland Act
2014 (Commencement No. 2) Order 2015**

| | | |
|------------------------------------------------|---------|---------------------------|
| <i>Made</i> | - - - - | <i>28th January 2015</i> |
| <i>Laid before the Scottish Parliament</i> | - - - - | <i>30th January 2015</i> |
| <i>Coming into force</i> | - - | <i>27th February 2015</i> |

The Scottish Ministers make the following Order in exercise of the power conferred by section 31(2) of the Historic Environment Scotland Act 2014⁽¹⁾.

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Historic Environment Scotland Act 2014 (Commencement No. 2) Order 2015 and comes into force on 27th February 2015.

(2) In this Order “the Act” means the Historic Environment Scotland Act 2014.

Appointed day

2.—(1) Subject to paragraph (2), the day appointed for the coming into force of the provisions of the Act specified in column 1 of the Schedule (the subject matter of which is specified in column 2 of the Schedule) is 27th February 2015.

(2) Where a purpose is specified in column 3 of the Schedule, a provision specified in column 1 of the Schedule, so far as not already in force, comes into force on 27th February 2015 only for that purpose.

St Andrew’s House,
Edinburgh
28th January 2015

FIONA HYSLOP
A member of the Scottish Government

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE

Article 2

| <i>Column 1</i> | <i>Column 2</i> | <i>Column 3</i> |
|-------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <i>Provisions of the Act</i> | <i>Subject matter</i> | <i>Purpose</i> |
| Section 1 and schedule 1 | Establishment of Historic Environment Scotland | For the purpose of enabling Historic Environment Scotland to exercise any function conferred on it under or by virtue of sections 9, 12, 13 and 19 of and schedule 5 to the Act. |
| Section 2 | Functions of Historic Environment Scotland | For the purpose of enabling Historic Environment Scotland to exercise any function conferred on it under or by virtue of sections 9, 12, 13 and 19 of and schedule 5 to the Act. |
| Section 9 | Corporate plan | |
| Section 12 | Advice, information and assistance | |
| Section 13 | Directions and guidance | |
| Section 14 | Interpretation of Part 1 | |
| Section 15 and schedule 2 | Historic Environment Scotland's functions in relation to scheduled monuments | For the purpose of making regulations or giving directions |
| Section 16 and schedule 3 | Historic Environment Scotland's functions in relation to listed buildings | For the purpose of making regulations or giving directions |
| Section 19 and schedule 5 | Transfer of staff and property to Historic Environment Scotland | |
| Section 21 | Local inquiries in relation to scheduled monuments etc. | For the purpose of making regulations |
| Section 23 | Applications for listed building consent | For the purpose of making regulations or giving directions |
| Section 28 and schedule 6 except paragraphs 1(a), 2(b), 3(b), 4(b), 5(a)(ii), 5(b)(ii) and 6(b) | Consequential modifications | |

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force the following provisions of the Historic Environment Scotland Act 2014 (“the Act”) (so far as not already in force) on 27th February 2015: sections 1 and 2, sections 9, 12 to 16, 19, 21, 23 and 28 and schedules 1 to 3, 5 and 6. The provisions relate to the establishment, functions and powers of the new body Historic Environment Scotland and the powers of the Scottish Ministers relating to the new body. Some provisions are partially commenced for limited purposes only.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The Bill for the Act received Royal Assent on 9th December 2014. Sections 25 to 27 and 29 to 32 came into force on 10th December 2015. The following provisions of the Act have been brought into force by commencement order made before the date of this Order.

| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.S.I. No.</i> |
|--------------------------------------|-----------------------------|--------------------------|
| Section 1 and schedule 1 (partially) | 19th January 2015 | 2014/368 |