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SCOTTISH STATUTORY INSTRUMENTS

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**2008 No. 425**

**WILDLIFE  
COUNTRYSIDE**

**The Conservation (Natural Habitats, &c.)  
Amendment (No. 2) (Scotland) Regulations 2008**

*Made* - - - - - *18th December 2008*  
*Laid before the Scottish*  
*Parliament* - - - - - *19th December 2008*  
*Coming into force* - - - - - *26th January 2009*

The Scottish Ministers make the following Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972<sup>(1)</sup> and section 26A of the Wildlife and Countryside Act 1981<sup>(2)</sup> and all other powers enabling them to do so.

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(1) [1972 c. 68](#). Section 2(2) was relevantly amended by the Scotland Act [1998 \(c. 46\)](#), Schedule 8, paragraph 15(3) and the Legislative and Regulatory Reform Act [2006 \(c. 51\)](#), section 27. The functions conferred upon the Minister of the Crown under section 2(2) of the European Communities Act 1972, insofar as within devolved competence, were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998.

(2) [1981 c. 69](#). Section 26A of the 1981 Act was inserted by paragraph 22 of schedule 6 to the [Nature Conservation \(Scotland\) Act 2004 \(asp 6\)](#) and amended by the [Criminal Proceedings &c. \(Reform\) \(Scotland\) Act 2007 \(asp 6\)](#), section 44(2).