
SCOTTISH STATUTORY INSTRUMENTS

2011 No. 396

**The Interpretation and Legislative Reform
(Scotland) Act 2010 (Consequential, Savings
and Transitional Provisions) Order 2011**

Amendment of the Transport and Works (Scotland) Act 2007

- 20.** In section 12 (publicity for making or refusal of order)—
- (a) in subsection (2)(a), after “made” where it first occurs insert “or contained in the draft statutory instrument laid before the Parliament”;
 - (b) for subsection (3) substitute—

“(3) Where the order is subject to the affirmative procedure by virtue of section 13, any notice giving information under sub-paragraph (iv) of subsection (2)(b) must intimate that the order cannot be made unless the Parliament, by resolution, approves the draft statutory instrument containing the order.”.
 - (c) in subsection (6), after “made” insert “(or where the order is subject to the affirmative procedure by virtue of section 13 a draft of the statutory instrument is to be laid before the Parliament)”;
 - (d) in subsection (13)—
 - (i) after “section 1” insert “(or where the order is subject to the affirmative procedure by virtue of section 13, after a draft of the statutory instrument containing the order is laid before the Parliament)”;
 - (ii) after “6” insert “, or is to be made by virtue of that section if the Parliament approves the draft statutory instrument containing it”; and
 - (iii) in paragraph (b)(i), after “order” insert “or where the order is subject to the affirmative procedure a draft of the statutory instrument containing the order”; and
 - (e) in subsection (14), from “contained” to the end substitute “subject to the affirmative procedure by virtue of section 13”.