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SCOTTISH STATUTORY INSTRUMENTS

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**2016 No. 411**

**The Community Empowerment (Miscellaneous Amendments) (Scotland) Regulations 2016**

**The Asset Transfer Request (Review Procedure) (Scotland) Regulations 2016**

**3.—**(1) The Asset Transfer Request (Review Procedure) (Scotland) Regulations 2016<sup>(1)</sup> are amended in accordance with paragraphs (2) to (4).

(2) In regulation 12(1) (review panel) for “whom is” substitute “whom may be a”.

(3) For regulation 18 (contact address) and the associated cross heading substitute—

**“Contact address**

**18.—**(1) In relation to a review to which these Regulations apply, the “contact address” is the address (or addresses), including any address (or addresses) for the purposes of electronic communication within the meaning of regulation 19, to which the community transfer body wishes any document relating to the review to be sent.

(2) The contact address is the address (or addresses) included in the application for review unless the community transfer body subsequently expressly informs the relevant authority of a change to the contact address.”.

(4) In regulation 19 (electronic communication)—

(a) in paragraph (2)(a) after “(3)” insert “or (5A)”;

(b) after paragraph (5) insert —

“**(5A)** Where the contact address includes an address (or addresses) for the purposes of electronic communication (“electronic communication contact address”) the community transfer body is taken to have agreed—

(a) to the use of electronic communication for all purposes relating to the review which are capable of being carried out electronically; and

(b) that the address for the purposes of such communication is the electronic communication contact address.

**(5B)** Where any document is sent to the community transfer body by electronic communication by virtue of this regulation, the address (or addresses) for the purpose of such communication—

(a) where there is an electronic communication contact address, must be the electronic communication contact address; and

(b) may, in addition, be any address which the community transfer body has agreed, or is deemed to have agreed under paragraph (3), may be used for the purpose of electronic communication.”; and

(c) in paragraph (6) after the definition of “electronic communication” insert—

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

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““electronic communication contact address” has the meaning given in paragraph (5A);”.