Local Government in Scotland Act 2003

2003 asp 1

PART 9

GENERAL

57 Power to modify enactments

(1) The Scottish Ministers may, by order, amend, repeal, revoke or disapply any enactment to which this section applies.

(2) This section applies to—

(a) any enactment which the Scottish Ministers consider prevents local authorities from discharging their duty under section 1(1) **[**[F1]or 13(1)**]** above or hinders them in that discharge;

[F2](b) . . . . . .

(c) any enactment which the Scottish Ministers consider prevents local authorities from exercising their power under section 20(1) above.

(3) The power under subsection (1) above may be exercised in relation to—

(a) all authorities, bodies or other persons as respects which and whom it may be exercised;

(b) any class or classes of such authorities, bodies or persons; or

(c) a particular such authority, body or person.

(4) The power under subsection (1) above includes power to amend or disapply an enactment for a specified period.

(5) An order under this section shall be made by statutory instrument.

(6) No such order shall be made unless the statutory instrument has been laid in draft before and approved by resolution of the Scottish Parliament.

Textual Amendments

F1 Words in s. 57(2)(a) substituted (20.12.2016) by Community Empowerment (Scotland) Act 2015 (asp 6), s. 142(1), **sch. 4 para. 7**; S.S.I. 2016/410, art. 2(a)

F2 S. 57(2)(b) repealed (20.12.2016) by Community Empowerment (Scotland) Act 2015 (asp 6), s. 142(1), **sch. 5**; S.S.I. 2016/410, art. 2(b)

Changes to legislation:
There are currently no known outstanding effects for the Local Government in Scotland Act 2003, Section 57.