



Land Reform (Scotland) Act 2016

2016 asp 18

PART 3

INFORMATION ABOUT CONTROL OF LAND ETC.

Procedure for first regulations under section 39

41 Procedure for first regulations under section 39: consultation

- (1) Before laying a draft of the first regulations under section 39(1) before the Scottish Parliament, the Scottish Ministers must consult—
 - (a) the Keeper, and
 - (b) such other persons as they consider appropriate.
- (2) For the purposes of any consultation required by subsection (1), the Scottish Ministers must—
 - (a) lay before the Scottish Parliament—
 - (i) a copy of the proposed draft regulations, and
 - (ii) a copy of the proposed explanatory document referred to in section 40(b)(ii) (except the details required by section 42(1)(b)),
 - (b) send a copy of the proposed draft regulations and proposed explanatory document to any person to be consulted under subsection (1), and
 - (c) have regard to any representations about the proposed draft regulations that are made to them within the period of 60 days beginning with the date on which the copy of the proposed draft regulations is laid before the Parliament under paragraph (a).
- (3) In calculating any period of 60 days for the purposes of subsection (2)(c), no account is to be taken of any time during which the Parliament is dissolved or is in recess for more than 4 days.

Commencement Information

II S. 41 in force at 17.5.2018 by S.S.I. 2018/138, art. 2, sch. 1

Changes to legislation:

Land Reform (Scotland) Act 2016, Section 41 is up to date with all changes known to be in force on or before 25 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing S.S.I. 2017/299, regs. 5-14, by [S.S.I. 2017/370 reg. 34](#)