



UK Withdrawal from the European Union (Continuity) (Scotland) Act 2021

2021 asp 4

PART 1

ALIGNMENT WITH EU LAW

8 Explanatory statements for regulations under section 1(1)

- (1) This section applies where a Scottish statutory instrument containing regulations under section 1(1), or a draft of such an instrument, is to be laid before the Scottish Parliament.
- (2) When the instrument or draft is laid, the Scottish Ministers must make each of the statements listed in section 9.
- (3) If the instrument or draft is laid when the Scottish Parliament is in recess, the Scottish Ministers must make a statement explaining why the instrument or draft was laid at that time.
- (4) If the Scottish Ministers fail to make a statement required by subsection (2) or (3) when the instrument or draft is laid, they must make a statement explaining why they have failed to do so.
- (5) A statement under subsection (2), (3) or (4) must be made in writing and be published in such manner as the Scottish Ministers consider appropriate.
- (6) This section does not apply in relation to any laying before the Scottish Parliament of an instrument or draft instrument where an equivalent instrument or draft (ignoring any differences relating to procedure) has previously been laid before the Parliament.