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SCOTTISH STATUTORY INSTRUMENTS

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**2001 No. 139**

**CIVIL DEFENCE**

**The Civil Defence (Scotland) Regulations 2001**

*Made* - - - - - *29th March 2001*

*Coming into force* - - - - - *1st April 2001*

The Scottish Ministers, in exercise of the powers conferred by sections 2, 3(1) and (2) and 8(1) of the Civil Defence Act 1948<sup>(1)</sup> and all other powers enabling them in that behalf, hereby make the following Regulations a draft of which has, in accordance with section 8(3) of that Act, been laid before, and approved by resolution of, the Scottish Parliament:

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(1) 1948 c. 5; section 2 was amended by the Local Government (Scotland) Act 1973 (c. 65), Schedule 29, the Civil Protection in Peacetime Act 1986 (c. 22), section 2(3) and by the Statute Law (Repeals) Act 1993 (c. 50), section 1(1) and Schedule 1, Part X; section 3 was amended by the Police Act 1964 (c. 48), Schedule 10, Part I and by S.I. 1989/1968, regulation 2 and Schedule 1. Sections 2 and 3 require to be read with section 4A (as inserted by the Local Government etc. (Scotland) Act 1994 (c. 39), section 180(1) and Schedule 13, paragraph 29(2)). The Secretary of State is, by virtue of section 9(2) of the Civil Defence Act 1948 ("the 1948 Act"), the designated Minister for the purposes of making regulations under sections 2 and 3 of that Act. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46) ("the 1998 Act"). The requirement to obtain the consent of the Treasury by virtue of section 3(1) of the 1948 Act ceased to have effect by virtue of section 55 of the 1998 Act.