
SCOTTISH STATUTORY INSTRUMENTS

2017 No. 192 (C. 16)

COMMUNITY EMPOWERMENT

**The Community Empowerment (Scotland)
Act 2015 (Commencement No. 8) Order 2017**

| | | |
|--|---------|-----------------------|
| <i>Made</i> | - - - - | <i>7th June 2017</i> |
| <i>Laid before the Scottish Parliament</i> | - - - - | <i>9th June 2017</i> |
| <i>Coming into force</i> | - - | <i>30th June 2017</i> |

The Scottish Ministers make the following Order in exercise of the powers conferred by section 145(2) of the Community Empowerment (Scotland) Act 2015⁽¹⁾ and all other powers enabling them to do so⁽²⁾.

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Community Empowerment (Scotland) Act 2015 (Commencement No. 8) Order 2017 and comes into force on 30th June 2017.

(2) In this Order “the 2003 Act” means the Land Reform (Scotland) Act 2003⁽³⁾.

Appointed day

2. 30th June 2017 is the day appointed for the coming into force of section 74 (abandoned, neglected and detrimental land) of the Community Empowerment (Scotland) Act 2015, but only for the purposes of making—

- (a) regulations under the following provisions of the 2003 Act:—
- (i) section 97C(4), (5) and (6);
 - (ii) section 97D(1), (7), (8) and (9);
 - (iii) section 97F(9) and (10);
 - (iv) section 97G(5) and (12);
 - (v) section 97H(6);
 - (vi) section 97J(2), (3), (4), (7) and (8);

(1) 2015 asp 6.

(2) Section 8 of the Interpretation and Legislative Reform (Scotland) Act 2010 (asp 10) allows the power to be exercised so as to appoint different days for different purposes.

(3) 2003 asp 2 to which there are amendments not relevant to this instrument.

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- (vii) section 97M(1) and (2);
- (viii) section 97N(1), (2), (3) and (4); and
- (ix) section 97U(6); and
- (b) orders under the following provisions of the 2003 Act:—
 - (i) sections 97E(4) and (5); and
 - (ii) sections 97T(4).

St Andrew's House, Edinburgh
7th June 2017

ROSEANNA CUNNINGHAM
A member of the Scottish Government

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force certain provisions of the Community Empowerment (Scotland) Act 2015 (“the Act”).

Article 2 appoints 30th June 2017 for the coming into force of section 74 of the Act, for limited purposes relating to Ministerial powers to make subordinate legislation.

The Bill for the Act received Royal Assent on 24th July 2015. Sections 141 to 143, 145 and 146 came into force the following day.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Act have been brought into force by commencement orders made before the date of this Order.

| <i>Provision of the Act</i> | <i>Date of Commencement</i> | <i>Instrument No.</i> |
|---|-----------------------------|---------------------------------|
| Section 1 | 15th April 2016 | S.S.I. 2015/399 |
| Section 2 | 15th April 2016 | S.S.I. 2015/399 |
| Section 3 | 15th April 2016 | S.S.I. 2015/399 |
| Section 4 | 20th December 2016 | S.S.I. 2016/363 |
| Section 5 | 20th December 2016 | S.S.I. 2016/363 |
| Section 6 | 20th December 2016 | S.S.I. 2016/363 |
| Section 7 | 20th December 2016 | S.S.I. 2016/363 |
| Section 8 | 20th December 2016 | S.S.I. 2016/363 |
| Section 9(2), (5) and (6) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 9 (so far as not already in force) | 20th December 2016 | S.S.I. 2016/363 |
| Section 10 | 20th December 2016 | S.S.I. 2016/363 |
| Section 11 | 20th December 2016 | S.S.I. 2016/363 |
| Section 12 | 20th December 2016 | S.S.I. 2016/363 |
| Section 13 | 20th December 2016 | S.S.I. 2016/363 |
| Section 14 | 20th December 2016 | S.S.I. 2016/363 |
| Section 15 (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 15 (so far as not already in force) | 20th December 2016 | S.S.I. 2016/363 |
| Section 16 | 20th December 2016 | S.S.I. 2016/363 |
| Section 17 | 20th December 2016 | S.S.I. 2016/363 |

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| <i>Provision of the Act</i> | <i>Date of Commencement</i> | <i>Instrument No.</i> |
|--|-----------------------------|-----------------------|
| Section 18 | 13th November 2015 | S.S.I. 2015/358 |
| Section 19 | 23rd January 2017 | S.S.I. 2016/363 |
| Section 20(2) and (3) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 20 (so far as not already in force) | 1st April 2017 | S.S.I. 2017/40 |
| Section 21(2), (3), (4), (8) and (9) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 21 (so far as not already in force) | 1st April 2017 | S.S.I. 2017/40 |
| Section 22 | 1st April 2017 | S.S.I. 2017/40 |
| Section 23 | 13th November 2015 | S.S.I. 2015/358 |
| Section 24(7)(a) and (8) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 24 (so far as not already in force) | 1st April 2017 | S.S.I. 2017/40 |
| Section 25 | 1st April 2017 | S.S.I. 2017/40 |
| Section 26(6) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 26 (so far as not already in force) | 1st April 2017 | S.S.I. 2017/40 |
| Section 27 | 1st April 2017 | S.S.I. 2017/40 |
| Section 28 | 1st April 2017 | S.S.I. 2017/40 |
| Section 29(3) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 29 (so far as not already in force) | 1st April 2017 | S.S.I. 2017/40 |
| Section 31(6) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 31 (so far as not already in force) | 1st April 2017 | S.S.I. 2017/40 |
| Section 32 | 1st April 2017 | S.S.I. 2017/40 |
| Section 33 | 1st April 2017 | S.S.I. 2017/40 |
| Section 34 (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 34 (so far as not already in force) | 1st April 2017 | S.S.I. 2017/40 |
| Section 35 | 13th November 2015 | S.S.I. 2015/358 |
| Section 36 | 15th April 2016 | S.S.I. 2015/399 |
| Section 37(1), (4), (7) and (8) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 37 (so far as not already in force) | 15th April 2016 | S.S.I. 2015/399 |
| Section 38 | 15th April 2016 | S.S.I. 2015/399 |
| Section 39 | 15th April 2016 | S.S.I. 2015/399 |
| Section 40 (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 40 (so far as not already in force) | 15th April 2016 | S.S.I. 2015/399 |
| Section 41 | 15th April 2016 | S.S.I. 2015/399 |
| Section 42(1), (2), (4) and (9) (partially) | 13th November 2015 | S.S.I. 2015/358 |

| <i>Provision of the Act</i> | <i>Date of Commencement</i> | <i>Instrument No.</i> |
|---|-----------------------------|---------------------------------|
| Section 42 (so far as not already in force) | 15th April 2016 | S.S.I. 2015/399 |
| Section 43 | 15th April 2016 | S.S.I. 2015/399 |
| Section 44 (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 44 (so far as not already in force) | 15th April 2016 | S.S.I. 2015/399 |
| Section 45 | 15th April 2016 | S.S.I. 2015/399 |
| Section 46 | 15th April 2016 | S.S.I. 2015/399 |
| Section 47 | 15th April 2016 | S.S.I. 2015/399 |
| Section 48 | 15th April 2016 | S.S.I. 2015/399 |
| Section 49 (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 49 (so far as not already in force) | 15th April 2016 | S.S.I. 2015/399 |
| Section 50 (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 50 (so far as not already in force) | 15th April 2016 | S.S.I. 2015/399 |
| Section 51 | 15th April 2016 | S.S.I. 2015/399 |
| Section 52 (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 52 (so far as not already in force) | 15th April 2016 | S.S.I. 2015/399 |
| Section 53 | 15th April 2016 | S.S.I. 2015/399 |
| Section 54 | 15th April 2016 | S.S.I. 2015/399 |
| Section 55 | 15th April 2016 | S.S.I. 2015/399 |
| Section 56 | 15th April 2016 | S.S.I. 2015/399 |
| Section 57 | 15th April 2016 | S.S.I. 2015/399 |
| Section 58 | 15th April 2016 | S.S.I. 2015/399 |
| Section 59 | 15th April 2016 | S.S.I. 2015/399 |
| Section 60 | 15th April 2016 | S.S.I. 2015/399 |
| Section 61 | 15th April 2016 | S.S.I. 2015/399 |
| Section 62 (partially) | 16th December 2016 | S.S.I. 2016/394 |
| Section 63 (partially) | 16th December 2016 | S.S.I. 2016/394 |
| Section 64 (partially) | 16th December 2016 | S.S.I. 2016/394 |
| Section 66 (partially) | 16th December 2016 | S.S.I. 2016/394 |
| Section 70 (partially) | 16th December 2016 | S.S.I. 2016/394 |
| Section 75 (partially) | 15th April 2016 | S.S.I. 2015/399 |
| Section 76 | 13th November 2015 | S.S.I. 2015/358 |
| Section 77(2) and (3) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 77 (so far as not already in force) | 23rd January 2017 | S.S.I. 2016/363 |

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|---|-----------------------------|---------------------------------|
| Section 78(2), (3) and (4) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 78 (so far as not already in force) | 23rd January 2017 | S.S.I. 2016/363 |
| Section 79 | 23rd January 2017 | S.S.I. 2016/363 |
| Section 80 | 23rd January 2017 | S.S.I. 2016/363 |
| Section 81 | 13th November 2015 | S.S.I. 2015/358 |
| Section 82(8)(a) and (9) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 82 (so far as not already in force) | 23rd January 2017 | S.S.I. 2016/363 |
| Section 83(10) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 83 (so far as not already in force) | 23rd January 2017 | S.S.I. 2016/363 |
| Section 84 | 23rd January 2017 | S.S.I. 2016/363 |
| Section 85(3), (4) and (10) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 85 (so far as not already in force) | 23rd January 2017 | S.S.I. 2016/363 |
| Section 86(3), (4), (7)(b)(i) and (9) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 86 (so far as not already in force) | 23rd January 2017 | S.S.I. 2016/363 |
| Section 87(3), (4) and (9) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 87 (so far as not already in force) | 23rd January 2017 | S.S.I. 2016/363 |
| Section 88(3) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 88 (so far as not already in force) | 23rd January 2017 | S.S.I. 2016/363 |
| Section 89(2), (3), and (4) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 89 (so far as not already in force) | 23rd January 2017 | S.S.I. 2016/363 |
| Section 90(12), (13) and (14) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 90 (so far as not already in force) | 23rd January 2017 | S.S.I. 2016/363 |
| Section 91 | 23rd January 2017 | S.S.I. 2016/363 |
| Section 92 | 23rd January 2017 | S.S.I. 2016/363 |
| Section 93 | 23rd January 2017 | S.S.I. 2016/363 |
| Section 94(4), (5) and (6) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 94 (so far as not already in force) | 23rd January 2017 | S.S.I. 2016/363 |
| Section 95 | 23rd January 2017 | S.S.I. 2016/363 |
| Section 96 (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 96 (so far as not already in force) | 23rd January 2017 | S.S.I. 2016/363 |
| Section 97 | 13th November 2015 | S.S.I. 2015/358 |
| Section 98 | 23rd January 2017 | S.S.I. 2016/363 |
| Section 103 | 13th November 2015 | S.S.I. 2015/358 |

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|--|-----------------------------|---------------------------------|
| Section 105 | 13th November 2015 | S.S.I. 2015/358 |
| Section 106 | 13th November 2015 | S.S.I. 2015/358 |
| Section 137 (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 139(1) to (5) and (7) (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 140 | 31st October 2015 | S.S.I. 2015/344 |
| Section 144(1) and schedule 4 so far as they relate to paragraph 8(1), (2)(d) and (4)(a) of schedule 4 (partially) | 13th November 2015 | S.S.I. 2015/358 |
| Section 144(1) and schedule 4 so far as they relate to paragraph 8 of schedule 4 (so far as not already in force) | 15th April 2016 | S.S.I. 2015/399 |
| Section 144(1) and schedule 4 so far as they relate to paragraphs 5(b) and (c), 6, 7 and 9 to 12 of schedule 4 (partially) | 20th December 2016 | S.S.I. 2016/410 |
| Section 144(2) and schedule 5 so far as they relate to the Land Reform (Scotland) Act 2003 (partially) | 15th April 2016 | S.S.I. 2015/399 |
| Section 144(2) and schedule 5 so far as they relate to the Local Government in Scotland Act 2003 (partially) | 20th December 2016 | S.S.I. 2016/410 |
| Schedule 1 | 20th December 2016 | S.S.I. 2016/363 |
| Schedule 2 | 1st April 2017 | S.S.I. 2017/40 |
| Schedule 3 | 23rd January 2017 | S.S.I. 2016/363 |