



# Planning (Consequential Provisions) (Scotland) Act 1997

## 1997 CHAPTER 11

### **2 Continuity, and construction of references to old and new law.**

- (1) The substitution of the consolidating Acts for the repealed enactments does not affect the continuity of the law.
- (2) Anything done or having effect as if done under or for the purposes of a provision of the repealed enactments has effect, if it could have been done under or for the purposes of the corresponding provision of the consolidating Acts, as if done under or for the purposes of that corresponding provision.
- (3) Any reference, whether express or implied, in the consolidating Acts or any other enactment, instrument or document to a provision of the consolidating Acts shall, so far as the context permits, be construed as including, in relation to the times, circumstances and purposes in relation to which the corresponding provision of the repealed enactments has effect, a reference to that corresponding provision.
- (4) Any reference, whether express or implied, in any enactment, instrument or document to a provision of the repealed enactments shall be construed, so far as is required for continuing its effect, as including a reference to the corresponding provision of the consolidating Acts.
- (5) In particular, where a power conferred by an Act is expressed (in whatever words) to be exercisable in relation to enactments contained in Acts passed—
  - (a) before or in the same Session as the Act conferring the power, or
  - (b) before a date determined by reference to the coming into force of particular provisions of that Act,the power is also exercisable in relation to provisions of the consolidating Acts which reproduce such enactments.

**Changes to legislation:**

There are currently no known outstanding effects for the *Planning (Consequential Provisions) (Scotland) Act 1997, Section 2*.