

## SCHEDULE 1

### MODIFICATIONS WHICH COME INTO FORCE ON 6TH MAY 1999

## PART II

### MODIFICATIONS OF SUBORDINATE LEGISLATION

#### *Legal Aid, Advice and Assistance (Northern Ireland) Order 1981 (S.I. 1981/228)*

**14.** In Part I of Schedule 1 to the Legal Aid, Advice and Assistance (Northern Ireland) Order 1981, after paragraph 7 there is inserted—

“**8.** Proceedings in any devolution issue arising before any court in Northern Ireland or on appeal to the Judicial Committee of the Privy Council.”.

#### *Copyright (Librarians and Archivists) (Copying of Copyright Material) Regulations 1989 (S.I. 1989/1212)*

**15.** In paragraph 4 of Schedule 1 to the Copyright (Librarians and Archivists) (Copying of Copyright Material) Regulations 1989, after “Northern Ireland department,” there is inserted “or as part of the Scottish Administration”.

#### *Civil Legal Aid (Scotland) (Fees) Regulations 1989 (S.I. 1989/1490)*

**16.—**(1) The Civil Legal Aid (Scotland) (Fees) Regulations 1989 are amended as follows.

(2) In regulation 5(3) after “proceedings in the” there is inserted “Judicial Committee of the Privy Council under paragraph 10, 12 or 13(b) of Schedule 6 to the Scotland Act 1998”.

(3) In regulation 10(2) after “sheriff court” there is inserted “Judicial Committee of the Privy Council”.

#### *Criminal Legal Aid (Scotland) (Fees) Regulations 1989 (S.I. 1989/1491)*

**17.—**(1) The Criminal Legal Aid (Scotland) (Fees) Regulations 1989 are amended as follows.

(2) In regulation 2(1) in the definition of “right of audience” after “a right of audience in” there is inserted “the Judicial Committee of the Privy Council or”.

(3) In Schedule 1—

(a) in the title to the table after “Remuneration of solicitors” there is inserted “in the Judicial Committee of the Privy Council and”; and

(b) in paragraph (6), in the definition of “court” after “means the” there is inserted “the Judicial Committee of the Privy Council.”.

#### *Official Secrets Act 1989 (Prescription) Order 1990 (S.I. 1990/200)*

**18.** In Schedule 2 to the Official Secrets Act 1989 (Prescription) Order 1990, after the entry for “Member of staff of the Northern Ireland Audit Office” there is inserted “Auditor General for Scotland”.

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

*Public Lending Right Scheme 1982 (Commencement of Variations) Order 1990 (S.I. 1990/2360)*

**19.** In article 14A(ii) of Appendix 2 to the Public Lending Right Scheme 1982 (Commencement of Variations) Order 1990 (forms of application in respect of posthumously eligible books) and paragraph 5 of Schedule 1 (application for first registration), after “Parliament,” there is inserted “a member of the Scottish Parliament.”

*Public Works Contracts Regulations 1991 (S.I. 1991/2680)*

- 20.**—(1) The Public Works Contracts Regulations 1991 are amended as follows.
- (2) In regulation 2(1) (interpretation)—
- (a) in the definition of “government department”, at the end there is inserted “and any part of the Scottish Administration”; and
  - (b) in the definition of “Minister of the Crown”, at the end there is inserted “and a reference to a Minister of the Crown shall be read as including a reference to the Scottish Ministers”.
- (3) In regulation 3(1) (contracting authorities), after paragraph (e) there is inserted—
- “(ee) the Scottish Parliamentary Corporate Body,”.

*Public Services Contracts Regulations 1993 (S.I. 1993/3228)*

- 21.**—(1) The Public Services Contracts Regulations 1993 are amended as follows.
- (2) In regulation 2(1) (interpretation)—
- (a) in the definition of “government department”, at the end there is inserted “and any part of the Scottish Administration”; and
  - (b) in the definition of “Minister of the Crown”, at the end there is inserted “and a reference to a Minister of the Crown shall be read as including a reference to the Scottish Ministers”.
- (3) In regulation 3(1) (contracting authorities), after sub-paragraph (e) there is inserted—
- “(ee) the Scottish Parliamentary Corporate Body,”.

*Public Supply Contracts Regulations 1995 (S.I. 1995/201)*

- 22.**—(1) The Public Supply Contracts Regulations 1995 are amended as follows.
- (2) In regulation 2(1) (interpretation)—
- (a) in the definition of “government department”, at the end there is inserted “and any part of the Scottish Administration”; and
  - (b) in the definition of “Minister of the Crown”, at the end there is inserted “and a reference to a Minister of the Crown shall be read as including a reference to the Scottish Ministers”.
- (3) In regulation 3(1) (contracting authorities), after sub-paragraph (e) there is inserted—
- “(ee) the Scottish Parliamentary Corporate Body,”.
- (4) In Schedule 1 (GATT contracting authorities), after the entry for “Royal Mint” there is inserted “The Scottish Administration or any part thereof”.

*Juries (Northern Ireland) Order 1996 (S.I. 1996/1141)*

**23.** In Schedule 3 to the Juries (Northern Ireland) Order 1996 (persons excusable from jury service as of right)—

- (a) after the entries under the heading “Northern Ireland Assembly” there is inserted—

*“Scottish Parliament and Scottish Executive  
Members of the Scottish Parliament.  
Members of the Scottish Executive.  
Junior Scottish Ministers.”; and*

- (b) after the entry “The Comptroller and Auditor General for Northern Ireland” there is inserted “The Auditor General for Scotland”.

*Civil Legal Aid (Scotland) Regulations 1996 (S.I. 1996/2444)*

**24.**—(1) The Civil Legal Aid (Scotland) Regulations 1996 are amended as follows.

- (2) After regulation 4(1)(j) there is inserted—

“(k) proceedings in the Judicial Committee of the Privy Council on appeal from the Court of Session under paragraph 10, 12 or 13(b) of Schedule 6 to the Scotland Act 1998 including any application for special leave to appeal.”.

- (3) In regulation 21(1)(a) after “for the employment in” there is inserted “the Judicial Committee of the Privy Council or”.

*Criminal Legal Aid (Scotland) Regulations 1996 (S.I. 1996/2555)*

**25.**—(1) The Criminal Legal Aid (Scotland) Regulations 1996 are amended as follows.

- (2) In regulation 2(1) in the definition of “right of audience” after “a right of audience in” there is inserted “the Judicial Committee of the Privy Council or”.

- (3) After regulation 4(1)(j) there is inserted—

“(k) proceedings in the Judicial Committee of the Privy Council on appeal from the High Court of Justiciary under paragraph 11 and 13(a) of Schedule 6 to the Scotland Act 1998 including any application for special leave to appeal.”.

- (4) In regulation 14(1)(a) after “proceedings are in” there is inserted “the Judicial Committee of the Privy Council or”.

*Copyright and Rights in Databases Regulations 1997 (S.I. 1997/3032)*

**26.** In regulation 14 of the Copyright and Rights in Databases Regulations 1997 (the maker of a database), after paragraph (4) there is inserted—

“(4A) Where a database is made by or under the direction or control of the Scottish Parliament, the Scottish Parliamentary Corporate Body shall be regarded as the maker of the database.”.