

SCHEDULE 3

Consequential Amendments

Electronic Documents (Scotland) Regulations 2014

12.—(1) In regulation 1(2) (citation, commencement and interpretation) of the Electronic Documents (Scotland) Regulations 2014 ^{M1}—

- (a) omit the definition “the 2002 Regulations”;
- (b) for the definition “advanced electronic signature”, substitute—
““advanced electronic signature” means an advanced electronic signature within the meaning given in Article 3(11) of Regulation (EU) No 910/2014 of the European Parliament and of the Council on electronic identification and trust services for electronic transactions in the internal market;”;
- (c) for the definition “signature-creation data”, substitute—
““electronic signature creation data” has the meaning given in Article 3(13) of Regulation (EU) No 910/2014 of the European Parliament and of the Council on electronic identification and trust services for electronic transactions in the internal market;”.

(2) For regulation 3(b) (requirements of self-proving electronic document) of the Electronic Documents (Scotland) Regulations 2014, substitute—

- “(b) certified by a qualified certificate for electronic signature as defined in Article 3(15) of Regulation (EU) No 910/2014 of the European Parliament and of the Council on electronic identification and trust services for electronic transactions in the internal market.”.

(3) In regulation 6 (registration of electronic documents in the Land Register) of the Electronic Documents (Scotland) Regulations 2014—

- (a) in sub-paragraph (b), from the words “created by” to the end, substitute—
 - “(i) created by electronic signature creation data associated with a digital certificate supplied by the Keeper in accordance with paragraph (c); or
 - (ii) certified by a qualified certificate for electronic signature as defined in Article 3(15) of Regulation (EU) No 910/2014 of the European Parliament and of the Council on electronic identification and trust services for electronic transactions in the internal market;”;
- (b) at the beginning of sub-paragraph (c), insert “ in the case of an electronic signature under paragraph (b)(i), ”.

Marginal Citations

M1 [S.S.I. 2014/83](#), as amended by [S.S.I. 2014/347](#); there are other amending instruments but none is relevant.

Changes to legislation:

There are currently no known outstanding effects for the The Electronic Identification and Trust Services for Electronic Transactions Regulations 2016, Paragraph 12.