SCOTTISH STATUTORY INSTRUMENTS

2003 No. 566

RACE RELATIONS

The Race Relations Act 1976 (Statutory Duties) (Scotland) Amendment Order 2003

Made - - - -	*25th November 2003*
Laid before the Scottish Parliament - - - -	*26th November 2003*
Coming into force - -	*31st December 2003*

The Scottish Ministers, in exercise of the powers conferred by sections 71(2) and (3) and 74(4) of the Race Relations Act 1976(**1**) and of all other powers enabling them in that behalf, after consultation with the Commission for Racial Equality in accordance with section 71(4) of that Act, hereby make the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Race Relations Act 1976 (Statutory Duties) (Scotland) Amendment Order 2003 and shall come into force on 31st December 2003.

(2) In this Order "the 2002 Order" means the Race Relations Act 1976 (Statutory Duties) (Scotland) Order 2002(**2**).

Amendment of the Race Relations Act 1976 (Statutory Duties) (Scotland) Order 2002

2. The 2002 Order is amended as follows.

3. At the beginning of article 5(1) (monitoring by employers) insert "Subject to article 5A,".

4. After article 5 insert–

> "**5A.**—(1) In the case of the bodies or persons specified in paragraph (2), article 5 shall apply subject to the modification that for "30th November 2002" in article 5(1)(a) there is substituted "31st May 2004".

(**1**) 1976 c. 74; section 71 was substituted by section 2 of the Race Relations (Amendment) Act 2000 (c. 34) ("the 2000 Act"). Subsections (2) to (4) of section 71 are deemed by virtue of section 71B(1) of the Race Relations Act 1976 (c. 74) to be pre-commencement enactments within the meaning of the Scotland Act 1998 (c. 46) ("the 1998 Act"). The functions conferred on the Secretary of State by those subsections are therefore transferred to the Scottish Ministers by virtue of section 53 of the 1998 Act.

(**2**) S.S.I. 2002/62.