SCOTTISH STATUTORY INSTRUMENTS

2001 No. 265

CONSUMER PROTECTION

The Consumer Protection Act 1987 (Product Liability) (Modification) (Scotland) Order 2001

Made - - - -	*18th July 2001*
Coming into force - -	*19th July 2001*

At the Court at Buckingham Palace, the 18th day of July 2001

Present

The Queen's Most Excellent Majesty in Council

Whereas a draft of this Order has been laid before, and approved by resolution of, the Scottish Parliament:

Now therefore, Her Majesty, in exercise of the powers conferred on Her by section 8 of the Consumer Protection Act 1987(**1**), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:

Citation, commencement and extent

1.—(1) This Order may be cited as the Consumer Protection Act 1987 (Product Liability) (Modification) (Scotland) Order 2001 and shall come into force on 19th July 2001.

(2) This Order extends to Scotland only.

Modification of Part I of the Consumer Protection Act 1987

2.—(1) The following modifications shall be made of Part I of the Consumer Protection Act 1987.

(2) In section 1(2), the definition of "agricultural produce" shall be omitted.

(3) Section 2(4) shall be omitted.

(**1**) 1987 c. 43. The functions for approving a draft of an Order in Council under section 8 of that Act have transferred to the Scottish Parliament by virtue of section 118 of the Scotland Act 1998 (c. 46) ("the 1998 Act"). Section 118(4) of the 1998 Act provides that any reference in a pre commencement enactment to a requirement for a draft instrument to be approved by either or both Houses of Parliament (as specified in section 118(2)) is taken to be, in relation to the exercise of a devolved function by a person other than a Minister of the Crown, a Member of the Scottish Executive or a Scottish Public Authority with mixed functions or no reserved functions, a reference to the Scottish Parliament. Section 118(4) accordingly includes the powers exercisable by Her Majesty in Council.