SCOTTISH STATUTORY INSTRUMENTS

2001 No. 43

LEGAL AID AND ADVICE

The Advice and Assistance (Assistance by Way of Representation) (Scotland) Amendment (No. 2) Regulations 2001

Made - - - -	*15th February 2001*
Coming into force - -	*19th February 2001*

The Scottish Ministers, in exercise of the powers conferred by sections 9(1) and (2)(a), (dd) and (de) and 37(1) of the Legal Aid (Scotland) Act 1986(**1**), and of all other powers enabling them in that behalf, hereby make the following Regulations, a draft of which has, in accordance with section 37(2) of that Act, been laid before and approved by resolution of the Scottish Parliament:

Citation, commencement and interpretation

1. These Regulations may be cited as the Advice and Assistance (Assistance by Way of Representation) (Scotland) Amendment (No. 2) Regulations 2001 and shall come into force on 19th February 2001.

Amendment of the Advice and Assistance (Assistance by Way of Representation) (Scotland) Regulations 1997

2. The Advice and Assistance (Assistance by Way of Representation) (Scotland) Regulations 1997(**2**) shall be amended in accordance with the following regulations.

3. In regulation 3 (application of Part II of the Act to assistance by way of representation: miscellaneous proceedings) at the end of paragraph (l) there shall be inserted–

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(m) proceedings in connection with an application for a warrant of further detention, or for an extension of such a warrant, made to the sheriff under paragraph 29 or 36 of Schedule 8 to the Terrorism Act 2000(**3**).".

4. For regulation 8A (prescribed proceedings) there shall be substituted–

(**1**) 1986 c. 47. The functions of the Secretary of State were transferred to the Scottish Ministers by section 53 of the Scotland Act 1998 (c. 46).
(**2**) S.I.1997/3070, as amended by S.I. 1998/972 and 1999/214 and S.S.I. 2000/109 and 2001/2.
(**3**) 2000 c. 11.