
SCOTTISH STATUTORY INSTRUMENTS

2001 No. 2

LEGAL AID AND ADVICE

The Advice and Assistance (Assistance by Way of Representation)(Scotland) Amendment Regulations 2001

Made - - - - 9th January 2001

Coming into force - - 15th January 2001

The Scottish Ministers, in exercise of the powers conferred by sections 9(1), (2)(a), (c) and (d) 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.—(1) These Regulations may be cited as the Advice and Assistance (Assistance by Way of Representation) (Scotland) Amendment Regulations 2001 and shall come into force on 15th January 2001.

(2) In these Regulations, “the principal Regulations” means the Advice and Assistance (Assistance by Way of Representation) (Scotland) Regulations 1997(2).

Amendment of the principal Regulations

2. The principal Regulations shall be amended in accordance with the following regulations.

3. In regulation 1(2) (interpretation) of the principal Regulations, after the definition of “disciplinary proceedings” there shall be inserted—

““employment tribunal” means a tribunal established under section 1 of the Employment Tribunals Act 1996(3);”.

4. In regulation 3 (application of Part II of the Act to assistance by way of representation: miscellaneous proceedings) of the principal Regulations, at the end of paragraph (k)(4), the full stop shall be omitted and there shall be inserted—

(1) 1986 c. 47. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46).

(2) S.I. 1997/3070, as amended by S.I. 1998/972, S.I. 1999/214, and S.S.I. 2000/109.

(3) 1996 c. 17. Section 1 of the Employment Rights (Dispute Resolution) Act 1998 (c. 8) provides that the Industrial Tribunals Act 1996 may be cited as the Employment Tribunals Act 1996, and substitutes the term “industrial tribunal” with “employment tribunal” wherever it occurs in any enactment.

(4) Inserted by S.S.I. 2000/109.