In the evidence last week, I indicated that the High Hedges (Scotland) Act 2013 contained a statutory obligation to consult on subordinate legislation. That obligation refers to statutory guidance rather than subordinate legislation.

Scottish Ministers have a statutory obligation to consult on subordinate legislation in terms of the following:-

a) The Scotland Act 2012 (s.20 and s.21)
b) The Dormant Bank and Building Society Accounts Act 2008 (s.20(D))

There may be other examples obliging other Ministers to consult on subordinate legislation, however, I think these are good examples.

Michael Clancy
15 May 2013