

*These notes relate to the Health (Tobacco, Nicotine etc. and Care)  
(Scotland) Act 2016 (asp 14) which received Royal Assent on 06 April 2016*

# **HEALTH (TOBACCO, NICOTINE ETC. AND CARE) (SCOTLAND) ACT 2016**

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## **EXPLANATORY NOTES**

### **THE ACT – OVERVIEW**

#### **Part 5 — Final Provisions**

##### ***Section 34 – Regulations***

114. This section provides that regulation-making powers in the Act also include the power to make different provision for different purposes and can make certain ancillary provision, for example, transitional provision. It also provides for which parliamentary procedure applies to each power in the Act.

##### ***Section 35 – Ancillary provision***

115. This section gives the Scottish Ministers the power by regulations to make incidental, consequential, transitional, transitory and savings provision. This power allows free-standing ancillary provision to be made, which aids the implementation of the Act.

##### ***Section 36 – Commencement***

116. This section provides that the Scottish Ministers can commence the provisions of the Act by regulations, with the exception of this section and sections 34, 35, and 37, which will come into force the day after Royal Assent.

##### ***Section 37 – Short title***

117. This section describes the short title of the Bill as it is enacted as the Health (Tobacco, Nicotine etc. and Care) (Scotland) Act 2016.