



# Period Products (Free Provision) (Scotland) Act 2021

## 2021 asp 1

### *Final provisions*

#### **9 Key definitions**

In this Act—

- (a) “period products” means manufactured articles the purpose of which is to absorb or collect menstrual flow,
- (b) types of period products include tampons, sanitary towels and articles which are reusable,
- (c) references to a person’s needs (including to a pupil’s or a student’s needs) are references to the person’s needs for period products arising from menstruation by the person.

#### **10 Interpretation**

(1) In this Act—

“education provider” means—

- (a) an education authority,
- (b) the proprietor of an independent school,
- (c) the managers of a grant-aided school,
- (d) the governing body of a higher education institution or a further education institution,

“further education institution” means—

- (a) a body listed in schedule 2 of the Further and Higher Education (Scotland) Act 2005 under the heading “*Institutions formerly eligible for funding by the Scottish Further Education Funding Council*”, or
- (b) a college of further education which is assigned to a regional strategic body by order made under section 7C(1) of that Act,

“higher education institution” means a body listed in schedule 2 of the Further and Higher Education (Scotland) Act 2005 under the heading “*Institutions formerly eligible for funding by the Scottish Higher Education Funding Council*” or under the heading “*Other institutions*”,

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*Status: This is the original version (as it was originally enacted).*

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“institution” has the meaning given in section 2(7),  
“pupil” has the meaning and construction given in section 135(1) of the Education (Scotland) Act 1980,  
“responsible body” has the meaning given in section 5(8),  
“school” has the meaning given in section 135(1) of the Education (Scotland) Act 1980,  
“specified public service body” means a public service body specified in regulations made under section 3,  
“student” means a person for whom education is being provided by a higher education institution or, as the case may be, a further education institution.

(2) In subsection (1)—

“education authority”, “grant-aided school”, “independent school”, “managers” and “proprietor” have the meanings given in section 135(1) of the Education (Scotland) Act 1980,  
“governing body” has the meaning given in section 35(2) of the Further and Higher Education (Scotland) Act 2005.

## **11 Commencement**

- (1) Sections 9, 10 and 12 and this section come into force on the day after Royal Assent.
- (2) The other provisions of this Act come into force on such day within the period of 2 years beginning with the day of Royal Assent as the Scottish Ministers may by regulations appoint.
- (3) Regulations under subsection (2) may—
  - (a) include transitional, transitory or saving provision,
  - (b) make different provision for different purposes.

## **12 Short title**

The short title of this Act is the Period Products (Free Provision) (Scotland) Act 2021.