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SCOTTISH STATUTORY INSTRUMENTS

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**2010 No. 345**

**The Tobacco and Primary Medical Services  
(Scotland) Act 2010 (Commencement No. 1,  
Consequential and Saving Provisions) Order 2010**

**Citation and interpretation**

1.—(1) This Order may be cited as the Tobacco and Primary Medical Services (Scotland) Act 2010 (Commencement No. 1, Consequential and Saving Provisions) Order 2010.

(2) In this Order—

“the 2010 Act” means the Tobacco and Primary Medical Services (Scotland) Act 2010; and

“the 1991 Act” means the Children and Young Persons (Protection from Tobacco) Act 1991<sup>(1)</sup>.

**Commencement of sections 4 to 8, 10 to 36 and Schedule 1 of the 2010 Act**

2.—(1) Subject to paragraph (2), the day appointed for the coming into force of the provisions of the 2010 Act specified in column 1 of the table in the Schedule to this Order (the subject matter of which is specified in column 2 of that table) is the day specified in column 3 of that table.

(2) Where a purpose is specified in column 4 of that table, a provision mentioned in column 1 comes into force in accordance with paragraph (1) only for that purpose.

**Consequential amendment of section 4 of the Children and Young Persons (Protection from Tobacco) Act 1991**

3. On the coming into force, for all purposes, of section 8 of the 2010 Act, section 4 of the 1991 Act is amended as follows—

(a) omit subsection (1);

(b) in subsections (3) and (4) omit “(1) or”; and

(c) in subsection (8) omit “(except where it appears in the statement required by subsection (1))”.

**Saving section 18 of the Children and Young Persons (Scotland) Act 1937**

4. Notwithstanding the coming into force for all purposes of section 4 of the 2010 Act, section 18 of the Children and Young Persons (Scotland) Act 1937<sup>(2)</sup> shall continue to apply for the purposes of the definition of “tobacco” in section 4(8) of the 1991 Act.

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(1) 1991 c.23.

(2) 1937 c.37.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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St Andrew's House,  
Edinburgh  
27th September 2010

*SHONA ROBISON*  
Authorised to sign by the Scottish Ministers