



Police and Fire Reform (Scotland) Act 2012

2012 asp 8

PART 3

GENERAL

124 Parliamentary scrutiny of operation of Act

- (1) The Scottish Parliament must make arrangements for keeping under review the operation of this Act.
- (2) The Scottish Parliament must publish reports in pursuance of subsection (1).

125 Subordinate legislation

- (1) Any power of the Scottish Ministers to make an order, regulations or rules under this Act includes power to make—
 - (a) different provision for different purposes (for example, for different types or ranks of constable),
 - (b) such supplementary, incidental, consequential, transitional, transitory or saving provision as they consider appropriate.
- (2) An order made under section 10(2) or 11(5) is subject to the affirmative procedure.
- (3) An order made under section 126 or 127 containing provisions which add to, replace or omit any part of the text of an Act is subject to the affirmative procedure.
- [^{F1}(3A) Regulations under paragraph 5(7) of schedule 2A are subject to the affirmative procedure if they include provisions of the kind mentioned in paragraph 7(2) or 8(2) of that schedule.]
- (4) All other orders, and any regulations or rules, made under this Act are subject to the negative procedure.
- (5) This section does not apply to an order made under section 129(2), paragraph 2(1)(b) of schedule 5 or paragraph 1 of schedule 6.

Changes to legislation: Police and Fire Reform (Scotland) Act 2012, PART 3 is up to date with all changes known to be in force on or before 16 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Textual Amendments

- F1** S. 125(3A) inserted (9.3.2023) by [Criminal Justice \(Scotland\) Act 2016 \(asp 1\)](#), **ss. 113(3)**, 117(2); [S.S.I. 2023/49](#), art. 2(b)

126 Ancillary provision

- (1) The Scottish Ministers may by order make such supplementary, incidental or consequential provision as they consider appropriate for the purposes of, or in connection with, or for the purposes of giving full effect to, any provision made by or under this Act.
- (2) An order under this section may modify this or any other enactment.

127 Transitional provision etc.

- (1) The Scottish Ministers may by order make such transitional, transitory or saving provision as they consider appropriate for the purposes of, or in connection with, the coming into force of any provision of this Act.
- (2) An order under this section may modify this or any other enactment.

128 Minor and consequential amendments and repeals

- (1) Schedule 7 contains minor amendments and amendments consequential on the provisions of this Act.
- (2) The enactments mentioned in the first column in schedule 8 (which include enactments that are spent) are repealed to the extent set out in the second column.

Commencement Information

- I1** S. 128(1) in force at 1.10.2012 for specified purposes by [S.S.I. 2012/253](#), art. 2, **Sch.**
I2 S. 128(1) in force at 1.4.2013 by [S.S.I. 2013/51](#), **art. 2**
I3 S. 128(2) in force at 1.4.2013 by [S.S.I. 2013/51](#), **art. 2**

129 Commencement

- (1) The following provisions of this Act come into force on the day after Royal Assent—
 - (a) in Part 1, sections 1 (and schedule 1), 2(1)(c), (2) and (3), 4, 7, 37, 38, 40(1), (3) and (4), 84(1), (2)(a) and (10), 88, 89, 98(4) (and schedule 4) and 99,
 - (b) in Part 2, sections 101(1) (but only for the purpose of inserting section 1A(1) and (3) into the 2005 Act) and (2), 113, 117, 122(3) and (4) and 123, and
 - (c) this Part (other than section 128).
- (2) The other provisions of this Act come into force on such day as the Scottish Ministers may by order appoint.
- (3) An order under this section may include transitional, transitory or saving provision.

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130 Short title

The short title of this Act is the Police and Fire Reform (Scotland) Act 2012.

Changes to legislation:

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Ch. 12A inserted by [2017 asp 4 s. 1\(1\)](#)
- s. 17(2)(h) inserted by [2017 asp 4 s. 2\(a\)\(ii\)](#)
- s. 17(4)(b)(iv) inserted by [2017 asp 4 s. 2\(b\)\(ii\)](#)
- s. 20A inserted by [2017 asp 4 s. 3](#)