



# Law Reform (Miscellaneous Provisions) (Scotland) Act 1990

## 1990 CHAPTER 40

### PART V **S**

#### GENERAL

#### 73 Finance. **S**

- (1) There shall be paid out of money provided by Parliament—
- the expenses of the Lord Advocate in carrying out his functions under Part I of this Act;
  - the remuneration and expenses of the Scottish legal services ombudsman appointed under section 34 of this Act and of any staff appointed for the ombudsman under Schedule 3 to this Act;
  - the remuneration of temporary judges appointed under section 35(3) of this Act;
  - any grant paid by the Secretary of State to the Scottish Conveyancing and Executry Services Board under section 16 of this Act; and
  - any increase attributable to the provisions of this Act in the sums payable under any other Act out of money provided by Parliament.
- (2) Sums repaid to the Secretary of State under section 16(3) of this Act shall be paid by him into the Consolidated Fund.

#### Commencement Information

- II** [S. 73](#) wholly in force; [s. 73](#) not in force at Royal Assent see [s. 75\(2\)](#); [s. 73\(1\)\(b\)-\(e\)](#) in force at 1.4.1991 by [S.I. 1991/822](#), [art. 3](#), [Sch.](#); [s. 73\(1\)\(a\)\(2\)](#) in force at 17.3.1993 by [S.I. 1993/641](#), [art. 3](#), [Sch.](#)

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**Changes to legislation:** Law Reform (Miscellaneous Provisions) (Scotland) Act 1990, Part V is up to date with all changes known to be in force on or before 06 April 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

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## 74 Amendments and repeals. **S**

- (1) The enactments mentioned in Schedule 8 to this Act shall have effect subject to the amendments specified in that Schedule.
- (2) The enactments mentioned in Schedule 9 to this Act are hereby repealed to the extent specified in the third column of that Schedule.

### Commencement Information

- I2** S. 74 partly in force; s. 74 in force at 1.1.1991 in so far as it relates to the provisions of Pt. III and s. 66 see s. 75(3)(a);
- S. 74(1) in force in relation to specified provisions of Sch. 8: at 1.12.1990 by S.I. 1990/2328, art. 3, Sch.; at 1.1.1991 by S.I. 1990/2624, art. 3, Sch.; at 1.4.1991 by S.I. 1991/822, art. 3, Sch.; at 3.6.1991 by S.I. 1991/1252, arts. 3, 4, Schs. 1, 2; at 26.8.1991 by S.I. 1991/1903, art. 3, Sch.; at 30.9.1991 by S.I. 1991/2151, art. 3, Sch.; at 31.12.1991 by S.I. 1991/2862, art. 3, Sch.; at 20.7.1992 by S.I. 1992/1599, art. 4, Sch. 2; at 17.3.1993 by S.I. 1993/641, art. 3, Sch.; at 1.3.1997 by S.I. 1996/2894, art. 3, Sch. (as amended by S.I. 1996/2699, art. 2)
- S. 74(2) in force in relation to specified repeals in Sch. 9: at 1.12.1990 by S.I. 1990/2328, art. 3, Sch.; at 1.1.1991 by S.I. 1990/2624, art. 3, Sch.; at 1.4.1991 by S.I. 1991/330, art. 4, Sch.; at 3.6.1991 and at 15.8.1991 by S.I. 1991/1252, arts. 3, 4 Schs. 1, 2; at 26.8.1991 by 1991/1903, art. 3, Sch.; at 30.9.1991 by 1991/2151, art. 3, Sch.; at 17.3.1993 by S.I. 1993/641, art. 3, Sch.; at 1.3.1997 by 1996/2894, art. 3, Sch. (as amended by S.I. 1996/2699, art. 2)

## 75 Citation, commencement and extent. **S**

- (1) This Act may be cited as the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990.
- (2) Subject to subsections (3) and (4) below, this Act shall come into force on such day as the Secretary of State may appoint by order made by statutory instrument and different days may be appointed for different provisions and for different purposes.
- (3) The provisions of—
  - (a) Part III and section 66 of this Act and so much of section 74 as relates to those provisions; and
  - (b) sections 67, 70 and 71 of this Act and paragraphs 21 and 34 of Schedule 8 to this Act,
 shall come into force at the end of the period of two months beginning with the day on which this Act is passed.
- (4) Paragraph 27(3) of Schedule 8 to this Act shall come into force on the day on which this Act is passed.
- (5) Subject to subsections (6) and (7) below, this Act extends to Scotland only.
- <sup>F1</sup>(6) .....
- (7) Paragraph 17 of Schedule 1 to this Act, paragraph 11 of Schedule 3 to this Act and Schedule 9 to this Act so far as relating to the <sup>M1</sup>House of Commons Disqualification Act 1975 extend also to England and Wales and Northern Ireland.

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### Subordinate Legislation Made

- P1** S. 75(2) power exercised by [S.I. 1990/2328](#) and 2624  
S. 75(2) power exercised: 1.3.1991 appointed for specified provisions by [S.I. 1991/330](#)  
S. 75(2) power exercised by [S.I. 1991/822](#), 850, 1252  
S. 75(2): power exercised by [S.I. 1991/1903](#).  
S. 75(2): power exercised by [S.I. 1991/2151](#).  
S. 75(2) power partly exercised (19.12.1991): 31.12.1991 appointed for specified provisions by [S.I. 1991/2862](#)  
S. 75(2) power exercised (7.3.1992): different dates appointed for specified provisions by [S.I. 1992/1599](#), [arts. 3-6](#)  
S. 75(2) power exercised (5.3.1993): 17.3.1993 appointed for specified provisions by [S.I. 1993/641](#), [art. 3](#), [Sch.](#)  
S. 75(2) power exercised (14.9.1993): 15.9.1993 appointed for specified provisions by [S.I. 1993/2253](#), [art. 2](#)  
S. 75(2) power exercised (13.2.1995): 3.4.1995 appointed for specified provisions by [S.I. 1995/364](#), [art. 2](#)  
S. 75(2) power exercised (6.11.1996): 1.3.1997 appointed for specified provisions by [S.I. 1996/2894](#), [art. 3](#), [Sch.](#) (as amended by [S.I. 1996/2966](#), [art. 2](#))

### Textual Amendments

- F1** S. 75(6) repealed (1.8.1995) by [1995 c. 7](#), s. 14(2), [Sch. 5](#) (with ss. 9(3)(5)(7), 13, 14(3))

### Modifications etc. (not altering text)

- C1** S. 75(2) extended (with modifications)(1.7.1989) by [S.I. 1989/638](#), [regs. 20, 21](#)

### Marginal Citations

- M1** [1975 c. 24](#).

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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):

- s. 21A(1)(c) words substituted by [2007 asp 5 Sch. 5 para. 3\(7\)\(a\)\(iii\)](#)
- s. 33(6) inserted by [2007 asp 5 Sch. 5 para. 3\(11\)](#)