



# Scotland Act 1998

## 1998 CHAPTER 46

### PART I

#### THE SCOTTISH PARLIAMENT

##### *Legislation*

### **32 Submission of Bills for Royal Assent.**

- (1) It is for the Presiding Officer to submit Bills for Royal Assent.
- (2) The Presiding Officer shall not submit a Bill for Royal Assent at any time when—
  - (a) the Advocate General, the Lord Advocate or the Attorney General is entitled to make a reference in relation to the Bill under section [<sup>F1</sup>32A or] 33,
  - (b) any such reference has been made but has not been decided or otherwise disposed of by the [<sup>F2</sup>Supreme Court], or
  - (c) an order may be made in relation to the Bill under section 35.

[<sup>F3</sup>(2A) The Presiding Officer shall not submit a Bill for Royal Assent if the Supreme Court has decided on a reference made in relation to the Bill under section 32A(2)(b) that any provision of the Bill relates to a protected subject-matter, unless since the decision the Bill has been approved in accordance with standing orders made by virtue of section 36(5).]

- (3) The Presiding Officer shall not submit a Bill in its unamended form for Royal Assent if—
  - (a) the [<sup>F4</sup>Supreme Court has] decided that the Bill or any provision of it would not be within the legislative competence of the Parliament. <sup>F5</sup>...
  - <sup>F5</sup>(b) .....

- (4) In this Act—

“Advocate General” means the Advocate General for Scotland,

<sup>F6</sup> .....

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*Changes to legislation: There are currently no known outstanding effects for the Scotland Act 1998, Section 32. (See end of Document for details)*

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### Textual Amendments

- F1** Words in s. 32(2)(a) inserted (18.5.2017) by [Scotland Act 2016 \(c. 11\)](#), **ss. 11(8)**, 72(4)(a); S.I. 2017/608, reg. 2(1)(i)
- F2** Words in s. 32(2)(b) substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 40(4), 148(1), **Sch. 9 para. 95(a)**; S.I. 2009/1604, **art. 2**
- F3** S. 32(2A) inserted (18.5.2017) by [Scotland Act 2016 \(c. 11\)](#), **ss. 11(9)**, 72(4)(a); S.I. 2017/608, reg. 2(1)(i)
- F4** Words in s. 32(3)(a) substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 40(4), 148(1), **Sch. 9 para. 95(b)**; S.I. 2009/1604, **art. 2**
- F5** S. 32(3)(b) and preceding word omitted (31.12.2020) by virtue of [European Union \(Withdrawal\) Act 2018 \(c. 16\)](#), s. 25(4), **Sch. 3 para. 10** (with s. 19, Sch. 8 para. 37); S.I. 2020/1622, reg. 3(1) (with regs. 10, 11, 22)
- F6** S. 32(4): definition of "Judicial Committee" repealed (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\)](#), ss. 40(4), 146, 148(1), Sch. 9 para. 95(c), **Sch. 18 Pt. 5**; S.I. 2009/1604, **art. 2**

**Changes to legislation:**

There are currently no known outstanding effects for the Scotland Act 1998, Section 32.