



Scotland Act 2016

2016 CHAPTER 11

PART 1

CONSTITUTIONAL ARRANGEMENTS

Elections etc

9 Functions exercisable within devolved competence: elections

- (1) The Scotland Act 1998 (“the 1998 Act”) has effect, in relation to any function so far as exercisable within devolved competence by virtue of a provision of section 3, as if references to a “pre-commencement enactment” were to—
- an Act passed before or in the same session as the relevant date,
 - any other enactment made before the relevant date,
 - subordinate legislation under section 106 of the 1998 Act, to the extent that the legislation states that it is to be treated as a pre-commencement enactment, but did not include the 1998 Act or this Act (or any amendment made by either of those Acts) or (subject to paragraph (c)) an enactment comprised in subordinate legislation under either of those Acts.
- (2) In this section—
- expressions used in the 1998 Act have the same meaning as in that Act;
 - the relevant date is the date on which section 3 comes into force.

Commencement Information

- II** S. 9 in force at 18.5.2017 immediately after ss. 3-8, 10-12 come into force by [S.I. 2017/608](#), [reg. 2\(1\)\(g\)\(2\)](#)

Changes to legislation:

Scotland Act 2016, Section 9 is up to date with all changes known to be in force on or before 16 September 2023. 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.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing S.I. 2017/455, reg. 3 by [S.I. 2019/1438 reg. 2](#)