

Interpretation and Legislative Reform (Scotland) Act 2010 2010 asp 10

INTERPRETATION AND LEGISLATIVE REFORM (SCOTLAND) ACT 2010

PART 1

INTERPRETATION

Application of Part 1

1 Application of Part 1

Commencement

- 2 Commencement of Acts of the Scottish Parliament
- 3 Commencement of Acts of the Scottish Parliament and Scottish instruments: time

Powers

- 4 Exercise of powers before commencement of Act of the Scottish Parliament
- 5 Power to appoint to an office
- 6 Power to revoke, amend and re-enact
- 7 Carrying out of powers and duties more than once
- 8 Additional powers on commencement by order

References to legislative provisions

- 9 References to Acts of the Scottish Parliament
- 10 References to Acts of Parliament
- 11 References to Acts of the Parliaments of Scotland
- 12 References to certain EU instruments
- 13 References to portions of legislative provisions
- 14 References to other legislative provisions

Repeals

- 15 Effect of repeal generally
- 16 Effect of repeal on existing rights
- 17 Effect of repeal on existing liability to certain penalties
- 18 Temporary Acts of the Scottish Parliament and Scottish instruments
- 19 Effect of repeal and re-enactment

Application of legislation to the Crown

20 Application of Acts and instruments to the Crown

Forms

21 Forms

Meaning of words and expressions used in legislation

- 22 Number
- 23 References to time of day
- 24 Meaning of words and expressions used in instruments
- 25 Definitions
- 26 Service of documents

PART 2

SCOTTISH STATUTORY INSTRUMENTS

Definition

27 Definition of "Scottish statutory instrument"

Parliamentary scrutiny

- 28 Instruments subject to the negative procedure
- 29 Instruments subject to the affirmative procedure
- 30 Other instruments laid before the Parliament
- 31 Failure to lay instruments in accordance with section 28(2) or 30(2)
- 32 Laying of Scottish statutory instruments before the Scottish Parliament

Combination of certain powers

33 Combination of certain powers

Further provision about procedures

- 34 Power to change procedure to which subordinate legislation is subject
- 35 Procedures prescribed in pre-commencement enactments

Statutory instruments subject to procedure in the Scottish Parliament

36 Statutory instruments subject to procedure in the Scottish Parliament

Interpretation of Part 2

37 Interpretation of Part 2

PART 3

PUBLICATION OF ACTS AND INSTRUMENTS

Acts of the Scottish Parliament

- 38 Official prints of Acts of the Scottish Parliament
- 39 Publication of official prints
- 40 Preservation of official prints

Scottish statutory instruments

- 41 Queen's Printer to publish instruments
- 42 Publication, numbering and citation: regulations
- 43 Preservation of Scottish statutory instruments
- 44 Publication in the Gazettes
- 45 No duty to print Scottish statutory instruments
- 46 Queen's Printer: delegation of functions

Interpretation of Part 3

47 Interpretation of Part 3

PART 4

ORDERS SUBJECT TO SPECIAL PARLIAMENTARY PROCEDURE

- 48 Application of Part 4
- 49 Notice of special procedure orders
- 50 Orders to which objections are made
- 51 Orders to which no objections are made
- 52 Statement of objections
- 53 Interpretation of Part 4

PART 5

LAYING OF DOCUMENTS OTHER THAN SCOTTISH STATUTORY INSTRUMENTS

54 Laying of certain documents before the Scottish Parliament

PART 6

MISCELLANEOUS AND GENERAL

- 55 Consequential revocation of transitional Orders
- 56 Orders
- 57 Ancillary provision
- 58 Short title and commencement

SCHEDULE 1 — Definitions of words and expressions

Definitions

"Act" means, as the context requires, an Act of Parliament ...

Definitions relating to EU exit

" assimilated law ", " assimilated direct legislation ", "...

Definitions relating to the EU

"The Communities" means Euratom, the Economic Community and ...

SCHEDULE 2 — Scottish statutory instruments: transitional and consequential provision

Interpretation

1 (1) In this schedule— "devolved Scottish public authority" means an...

Ministerial functions of making orders or regulations under pre-commencement enactments

2 (1) This paragraph applies in relation to any function of...

Functions of making Orders in Council

3 (1) This paragraph applies in relation to any function of...

Functions of making acts of adjournal or acts of sederunt

4 (1) This paragraph applies in relation to any function of...

Other functions of making etc. subordinate legislation under pre-commencement enactments

5 (1) This paragraph applies in relation to—

Functions to which this schedule does not apply

6 Nothing in this schedule applies in relation to—

SCHEDULE 3 — Modification of pre-commencement enactments

Interpretation

1 (1) In this schedule, "pre-commencement enactment" means an enactment passed...

Instruments subject to annulment in pursuance of a resolution of the Parliament

2 (1) Sub-paragraph (2) applies where, in relation to devolved subordinate...

Instruments laid in draft which cannot be made where the Parliament so resolves within 40 days

3 (1) Sub-paragraph (2) applies where, in relation to devolved subordinate...

Instruments required to be laid for a specified period before coming into force and subject to annulment by the Parliament

4 (1) Sub-paragraph (2) applies where, in relation to devolved subordinate...

Instruments which cannot be made unless a draft is laid before and approved by resolution of the Parliament

5 (1) Sub-paragraph (2) applies where, in relation to devolved subordinate...

Instruments made but which cannot come into force unless laid before, and approved by resolution of, the Parliament

6 (1) Sub-paragraph (2) applies where, in relation to devolved subordinate...

Instruments required to be laid for a specified period before coming into force

7 (1) Sub-paragraph (2) applies where, in relation to devolved subordinate...

Instruments not required to be laid before the Parliament

8 (1) Sub-paragraph (2) applies where, in relation to devolved subordinate...

SCHEDULE 4 — Application of Part 2 to statutory instruments laid before the Parliament

Interpretation

1 In this schedule— "pre-commencement enactment" means an enactment passed or...

Instruments subject to annulment in pursuance of a resolution of the Parliament

2 (1) This paragraph applies where, in relation to subordinate legislation...

Instruments which cannot be made unless a draft is laid before and approved by resolution of the Parliament

3 (1) This paragraph applies where, in relation to subordinate legislation...

Other instruments laid before the Parliament

4 (1) This paragraph applies where, in relation to subordinate legislation...

Laying of statutory instruments before the Parliament

5 Section 32 applies in relation to the laying of a...

Changes to legislation:

There are currently no known outstanding effects for the Interpretation and Legislative Reform (Scotland) Act 2010.