Public Services Reform (Scotland) Act 2010

2010 asp 8

PART 4

CREATIVE SCOTLAND

Creative Scotland

40 Directions and guidance

(1) The Scottish Ministers may give Creative Scotland directions (of a general or specific nature) as to the exercise of its functions.

(2) But the Scottish Ministers may not give directions so far as relating to artistic or cultural judgement in respect of the exercise of Creative Scotland's functions under section 37(1) or (3), 38(3) or 39(4).

(3) Creative Scotland must—

(a) comply with any directions given to it by the Scottish Ministers under this Part,

(b) have regard to any guidance issued by the Scottish Ministers in relation to the exercise of its functions.

(4) Subject to subsection (2), the Scottish Ministers may vary or revoke any direction given under this Part.

Commencement Information

I1 S. 40 in force at 1.7.2010 by S.S.I. 2010/221, **art. 3(1)**

Changes to legislation:
Public Services Reform (Scotland) Act 2010, Section 40 is up to date with all changes known to be in force on or before 19 September 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.
View outstanding changes

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

– Blanket amendment words substituted by S.I. 2011/1043 art. 34

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

– s. 50(1A)(1B) inserted by 2024 asp 5 s. 28(2)(a)
– s. 59A inserted by 2024 asp 5 s. 28(3)
– s. 78(2A)(2B) inserted by 2024 asp 5 s. 28(4)
– s. 78A inserted by 2024 asp 5 s. 27(2)
– s. 190(1) words substituted by 2024 asp 5 s. 29(2)(a)
– s. 190(2)(2A) substituted for s. 190(2) by 2024 asp 5 s. 29(2)(b)
– sch. 12 para. 6-6B substituted for Sch. 12 para. 6 by 2024 asp 5 s. 27(4)