



# Procurement Reform (Scotland) Act 2014

## 2014 asp 12

### PART 5

#### GENERAL

##### *Final provisions*

#### **43 Ancillary provision**

- (1) The Scottish Ministers may by order make such supplementary, incidental, consequential, transitional or transitory provision or savings as they consider necessary or expedient for the purposes of, or in connection with, any provision made by or under this Act.
- (2) An order under subsection (1) may modify any enactment (including this Act).

#### **44 Subordinate legislation**

- (1) Any power conferred by this Act on the Scottish Ministers to make an order or regulations includes the power to make—
  - (a) different provision for different cases or descriptions of case or for different purposes,
  - (b) such incidental, supplementary, consequential, transitional, transitory or saving provision as the Scottish Ministers consider necessary or expedient.
- (2) Orders or regulations made under the following provisions are subject to the affirmative procedure—
  - (a) section 1(2),
  - (b) section 3(3),
  - (c) section 4(2),
  - (d) section 7(1),
  - (e) section 14(1),
  - (f) section 15(6),
  - (g) section 25(5),
  - (h) section 40,

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**Changes to legislation:** Procurement Reform (Scotland) Act 2014, Cross Heading: Final provisions is up to date with all changes known to be in force on or before 19 March 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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- (i) section 41(2),
  - (j) section 43 (but only if the order adds to, replaces or omits any part of the text of an Act).
- (3) Any other orders or regulations made under this Act are subject to the negative procedure.
- (4) This section does not apply to an order under section 45(2).

## **45 Commencement**

- (1) This section and sections 41, 42, 43, 44 and 46 come into force on the day of Royal Assent.
- (2) The other provisions of this Act come into force on such day as the Scottish Ministers may by order appoint.
- (3) An order under subsection (2) may contain such transitional, transitory or saving provision as the Scottish Ministers consider necessary or expedient.

## **46 Short title**

The short title of this Act is the Procurement Reform (Scotland) Act 2014.

**Changes to legislation:**

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

- Act power to amend conferred by [2023 c. 54 s. 115\(3\)\(4\)](#)

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

- sch. para. 40A inserted by [2023 asp 6 sch. 2 para. 5\(2\)](#)