



Procurement Reform (Scotland) Act 2014

2014 asp 12

PART 5

GENERAL

Final provisions

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,
 - (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).

Changes to legislation:

Procurement Reform (Scotland) Act 2014, Section 44 is up to date with all changes known to be in force on or before 17 April 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:

- 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\(2\)](#)