



# Scottish Elections (Reform) Act 2020

## 2020 asp 12

### PART 4

#### BOUNDARIES SCOTLAND

#### **30 Changes to boundaries of parliamentary constituencies: procedure**

- (1) Paragraph 6 of schedule 1 of the Scotland Act 1998 (Orders in Council) is amended as follows.
- (2) In sub-paragraph (3)—
  - (a) the words “by leave of the Parliament” are repealed,
  - (b) after “amend the draft” insert “ to make such minor or technical alterations as they consider appropriate ”.
- (3) After that sub-paragraph insert—
  - “(3A) As soon as reasonably practicable after laying the draft so amended, the Scottish Ministers must publish a statement setting out their reasons for making the minor or technical alterations to the draft.
  - (3B) The Scottish Ministers must not withdraw a draft Order laid before the Parliament under paragraph 3(9)(b) or sub-paragraph (3) except with the agreement of the Parliament.”.
- (4) After sub-paragraph (4) insert—
  - “(4A) If the Scottish Ministers do not lay an amended draft Order under sub-paragraph (3), the Scottish Ministers must notify Boundaries Scotland that it is required to conduct, in accordance with sub-paragraph (4B), a further review of the alterations proposed to the boundaries by the draft Order which was rejected or withdrawn.
  - (4B) Once notified, Boundaries Scotland must conduct a further review of the proposed alterations and may determine the manner and the extent of the review, provided that the purpose of the review is to—
    - (a) consider the representations (if any) of the Parliament, and

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*Changes to legislation: There are currently no known outstanding effects for the Scottish Elections (Reform) Act 2020, Section 30. (See end of Document for details)*

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- (b) reconsider the proposals and make any further or supplementary proposals as it thinks fit.
- (4C) This schedule applies to a further review under sub-paragraph (4B) as it applies to a review and report under paragraph 3 except that—
- (a) Boundaries Scotland is to submit a report on the further review—
    - (i) before such date as the Scottish Ministers may direct, or
    - (ii) in the absence of such direction, within such reasonable time as it may determine,
  - (b) sub-paragraphs (1)(a), (3) and (4) of paragraph 7 do not apply to a further review under sub-paragraph (4B),
  - (c) where a report has already been submitted following a further review under sub-paragraph (4B), the Scottish Ministers may notify Boundaries Scotland under sub-paragraph (4A) that it is required to conduct a further review only if the Parliament has by resolution directed them to do so.
- (4D) A further review under sub-paragraph (4B) is to be disregarded for the purposes of calculating the intervals between reports of Boundaries Scotland under paragraph 3.”.

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**Commencement Information**

**II** S. 30 in force at 14.5.2021 by S.S.I. 2021/124, reg. 2, sch.

**Changes to legislation:**

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