

*These notes relate to the Defamation and Malicious Publication (Scotland) Act 2021 (asp 10) which received Royal Assent on 21 April 2021*

# **DEFAMATION AND MALICIOUS PUBLICATION (SCOTLAND) ACT 2021**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### **Part 3: General**

#### **Miscellaneous**

#### ***Section 38: Ancillary provision***

162. Section 38 allows the Scottish Ministers, by regulations, to make standalone ancillary provision in relation to the Act, once enacted, or any provision made under it. Any ancillary provision amending primary legislation will be subject to the affirmative procedure; otherwise ancillary provision will be subject to the negative procedure.