

*These notes relate to the Scottish General Election (Coronavirus) Act 2021 (asp 5) which received Royal Assent on 29 January 2021*

# **SCOTTISH GENERAL ELECTION (CORONAVIRUS) ACT 2021**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### *Disapplication of existing law*

#### *Section 2: Disapplication of section 2 of Scotland Act 1998*

7. This section nullifies the effect of certain provisions in the Scotland Act 1998 that would otherwise apply to the 2021 election. Specifically, these provisions are section 2(3) and (4), which relate to the dissolution of the Parliament before an election and the first meeting of the Parliament following an election; section 2(5), which gives the Presiding Officer of the Parliament a power to propose an alternative date for an election a month either side of when it would otherwise be due to occur; and section 2(5ZZA) and (5ZA), which are consequential to section 2(5). These provisions are replaced, for the purpose of the 2021 election, by sections 6 to 11 of the Act.