



Public Services Reform (Scotland) Act 2010

2010 asp 8

PART 4

CREATIVE SCOTLAND

Creative Scotland

40 Directions and guidance

- (1) The Scottish Ministers may give Creative Scotland directions (of a general or specific nature) as to the exercise of its functions.
- (2) But the Scottish Ministers may not give directions so far as relating to artistic or cultural judgement in respect of the exercise of Creative Scotland's functions under section 37(1) or (3), 38(3) or 39(4).
- (3) Creative Scotland must—
 - (a) comply with any directions given to it by the Scottish Ministers under this Part,
 - (b) have regard to any guidance issued by the Scottish Ministers in relation to the exercise of its functions.
- (4) Subject to subsection (2), the Scottish Ministers may vary or revoke any direction given under this Part.

Commencement Information

II S. 40 in force at 1.7.2010 by S.S.I. 2010/221, art. 3(1)

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Public Services Reform (Scotland) Act 2010. Any changes that have already been made by the team 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:

- Blanket amendment words substituted by [S.I. 2011/1043 art. 34](#)

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

- Pt. 5 Ch. 3A amendment to earlier affecting provision 2019 asp 6, s. 12(2) by [S.S.I. 2023/127 reg. 3\(4\)](#)
- Pt. 5 Ch. 3A inserted by [2019 asp 6 s. 12\(2\)](#)