

*These notes refer to the Scotland Act 2012 (c.11)  
which received Royal Assent on 1st May 2012*

## **SCOTLAND ACT 2012**

---

### **EXPLANATORY NOTES**

#### **COMMENTARY ON SECTIONS (AND SCHEDULES)**

##### **Part 4: Miscellaneous**

##### ***Section 38: Review and power to amend sections 34 to 37***

202. This section requires the Secretary of State to arrange a review of the provision made by sections 34 to 37. The review has to take place within 3 years of the new appeal right for compatibility issues coming into force, but could take place earlier if the Secretary of State considers this to be appropriate.
203. *Subsection (4)* gives the Secretary of State power to make an order amending the provision made by sections 34 to 37 and to make further provision about these matters. The first order made after the conclusion of the review will have to take account of the review. An order made by the Secretary of State would be subject to the affirmative resolution procedure.