



# Political Parties, Elections and Referendums Act 2000

## 2000 CHAPTER 41

### PART VI **U.K.**

#### CONTROLS RELATING TO THIRD PARTY NATIONAL ELECTION CAMPAIGNS

### CHAPTER I **U.K.**

#### PRELIMINARY

#### *Controlled expenditure by third parties*

#### **[<sup>F1</sup>85A** Controlled expenditure of third parties: power of Scottish Ministers **U.K.**

- (1) The powers under the following provisions of Schedule 8A are exercisable by the Scottish Ministers instead of the Secretary of State, so far as they relate to polls at elections for membership of the Scottish Parliament [<sup>F2</sup>and local government elections in Scotland]—
  - (a) paragraph 3(3) (power to approve a draft code of practice prepared by the Electoral Commission),
  - (b) paragraph 3(7) (power to appoint day when code comes into force), and
  - (c) paragraph 4(1) (power to amend Part 1 of Schedule 8A).
- (2) For the purposes of the exercise by the Scottish Ministers of the powers mentioned in subsection (1), paragraphs 3 and 4 of Schedule 8A apply—
  - (a) as if any reference to the Secretary of State were a reference to the Scottish Ministers,
  - (b) as if any reference to “each House of Parliament”, “each House”, “either House”, “both Houses” or “Parliament” were a reference to the Scottish Parliament,

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**Changes to legislation:** Political Parties, Elections and Referendums Act 2000, Section 85A is up to date with all changes known to be in force on or before 06 October 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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- (c) as if in paragraph 3(9) for the words from “means—” to the end there were substituted “ means the period of 40 days beginning with the day on which the draft is laid before the Scottish Parliament. ”
- (3) Subsection (1) does not apply to a power so far as it relates to circumstances where a limit applies to expenditure in relation to a period determined by reference both to the date of the poll for an election for membership of the Scottish Parliament and to the date of any other election.]

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#### Textual Amendments

- F1** S. 85A inserted (18.5.2017) by [Scotland Act 2016 \(c. 11\)](#), **ss. 7(3)**, 72(4)(a); S.I. 2017/608, reg. 2(1)(e)
- F2** Words in s. 85A(1) inserted (29.9.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\)](#), **ss. 12**, 35; S.S.I. 2021/311, reg. 2, sch. (with reg. 3)

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

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

- s. 5A inserted by [2024 asc 5 s. 24\(2\)](#)
- s. 5A(3) applied (temp.) by [2024 asc 5 s. 24\(3\)](#)
- s. 8(3)(d) inserted by [2011 c. 13 Sch. 10 para. 12](#)
- s. 54(1)(aa) inserted by [2009 c. 12 s. 9\(1\)](#)
- s. 54(1)(aa) substituted by [2009 c. 12 s. 10\(1\)](#)
- s. 54(2ZA)-(2ZC) inserted by [2009 c. 12 s. 10\(3\)](#)
- s. 56(1A) inserted by [2009 c. 12 s. 10\(5\)](#)
- s. 56(2)(aa) inserted by [2009 c. 12 s. 9\(3\)\(b\)](#)
- s. 56(3B) inserted by [2009 c. 12 s. 9\(4\)](#)
- s. 71H(3ZA) inserted by [2009 c. 12 Sch. 6 para. 19](#)
- s. 71L(9A) inserted by [2009 c. 12 s. 11\(2\)](#)
- s. 88(11)(12) inserted by [2024 asc 5 s. 37\(2\)](#)
- s. 89B inserted by [2024 asc 5 s. 36\(2\)](#)
- s. 100A(1A) inserted by [2024 asc 5 s. 38\(2\)\(a\)](#)
- s. 100A(5A) inserted by [2024 asc 5 s. 38\(2\)\(e\)](#)
- s. 100A(6A) inserted by [2024 asc 5 s. 38\(2\)\(f\)](#)
- s. 100A(8) inserted by [2024 asc 5 s. 38\(2\)\(h\)](#)
- s. 100C inserted by [2024 asc 5 s. 38\(4\)](#)
- s. 156(3)(zb) inserted by [2024 asc 5 s. 38\(5\)](#)
- s. 156(4)(df) inserted by [2024 asc 5 s. 37\(3\)](#)
- Sch. 7 para. 6(1)(aa) inserted by [2009 c. 12 Sch. 3 para. 1\(1\)](#)
- Sch. 7 para. 8(1A) inserted by [2009 c. 12 Sch. 4 para. 2](#)
- Sch. 7 para. 10(5)(aa) inserted by [2009 c. 12 Sch. 3 para. 2\(5\)\(b\)](#)
- Sch. 7 para. 6(1)(aa) substituted by [2009 c. 12 Sch. 4 para. 1\(1\)](#)
- Sch. 7 para. 10(5)(aa) words inserted by [2009 c. 12 Sch. 4 para. 3\(3\)](#)
- Sch. 7A para. 8(9A) inserted by [2009 c. 12 s. 11\(5\)](#)
- Sch. 7A para. 9(10)(ba) inserted by [2009 c. 12 s. 11\(6\)\(b\)](#)
- Sch. 11 para. 4(3) inserted by [2009 c. 12 Sch. 6 para. 29\(2\)](#)
- Sch. 11 para. 6(1)(aa) inserted by [2009 c. 12 Sch. 3 para. 4\(1\)](#)
- Sch. 11 para. 7(2)(aa) inserted by [2009 c. 12 Sch. 4 para. 5](#)
- Sch. 11 para. 6(1)(aa) substituted by [2009 c. 12 Sch. 4 para. 4\(1\)](#)
- Sch. 11 para. 4(3) words inserted by [2009 c. 12 Sch. 6 para. 29\(3\)](#)
- Sch. 15 para. 4(3)(4) inserted by [2009 c. 12 Sch. 6 para. 30\(2\)\(b\)](#)
- Sch. 15 para. 6(1)(aa) inserted by [2009 c. 12 Sch. 3 para. 7\(1\)](#)
- Sch. 15 para. 7(2)(aa) inserted by [2009 c. 12 Sch. 4 para. 8](#)
- Sch. 15 para. 6(1)(aa) substituted by [2009 c. 12 Sch. 4 para. 7\(1\)](#)
- Sch. 15 para. 4(3) words inserted by [2009 c. 12 Sch. 6 para. 30\(3\)](#)