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## STATUTORY INSTRUMENTS

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# 1999 No. 1096

## The Scotland Act 1998 (Transitory and Transitional Provisions) (Statutory Instruments) Order 1999

### Scottish statutory instruments of which drafts are to be laid before the Scottish Parliament

12.—(1) Paragraphs (2) to (4) apply where any enactment—

- (a) provides, or has the effect of providing, that a draft of any Scottish statutory instrument is to be laid before the Scottish Parliament, but
- (b) does not prohibit the making of the instrument without the approval of the Scottish Parliament.

(2) The instrument shall not be made (or, in the case of a draft Order in Council, shall not be submitted to Her Majesty in Council) until after the end of the period of 40 days beginning with the day on which the draft is laid before the Scottish Parliament.

(3) No further proceedings shall be taken on the instrument if the Scottish Parliament resolves, within the period of 40 days, that the instrument be not made (or, as the case may be, be not submitted).

(4) Paragraph (3) is without prejudice to the laying of a new draft before the Scottish Parliament.

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#### Commencement Information

- I1** Art. 12 in force at 6.5.1999 for specified purposes, see [art. 1\(b\)](#)
- I2** Art. 12 in force at 1.7.1999 in so far as not already in force, see [art. 1\(b\)](#)

**Changes to legislation:**

The Scotland Act 1998 (Transitory and Transitional Provisions) (Statutory Instruments) Order 1999, Section 12 is up to date with all changes known to be in force on or before 27 April 2023. 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.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- art. 5-15 cease to have effect by [S.I. 1999/1096 art. 4\(6\)](#)