

*These notes relate to the Historic Environment (Amendment) (Scotland)  
Act 2011 (asp 3) which received Royal Assent on 23 February 2011*

# **HISTORIC ENVIRONMENT (AMENDMENT) (SCOTLAND) ACT 2011**

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## **EXPLANATORY NOTES**

### **THE ACT – SECTION BY SECTION**

#### **Part 4 – General**

##### ***Section 32 – Ancillary provision***

147. Subsection (1) confers powers on the Scottish Ministers enabling them to make supplementary, incidental, consequential, transitory, transitional or saving provision in connection with the Act where such provision is considered necessary or expedient.
148. Subsection (2) states that the provision which can be made under subsection (1) includes provision to amend or repeal any enactment, including any contained in the Act, or any other instrument.
149. Subsection (5) provides that any order which adds to, replaces or omits any part of an Act shall be subject to an affirmative resolution procedure in Parliament. Other than this, orders will be subject to negative resolution procedure.

##### ***Section 33 – Short title and commencement***

150. Subsections (2) and (3) set out the arrangements for commencement of the provisions of the Act. Sections 31, 32 and 33 commence on Royal Assent. All other provisions are to be commenced by order.