



# Scotland Act 1998

## 1998 CHAPTER 46

### PART V

#### MISCELLANEOUS AND GENERAL

##### *Cross-border public authorities*

#### **89 Power to adapt etc. cross-border public authorities.**

- (1) Her Majesty may by Order in Council make such provision in relation to a cross-border public authority as She considers necessary or expedient in consequence of this Act.
- (2) Such provision may, in particular, include provision—
  - (a) modifying any function of a cross-border public authority or of a Minister of the Crown in relation to such an authority,
  - (b) conferring any function on a cross-border public authority or on a Minister of the Crown or the Scottish Ministers in relation to such an authority,
  - (c) modifying the constitution of a cross-border public authority,
  - (d) modifying the application of section 56(4) or 88(1), (2) or (3),
  - (e) for any function to be exercisable by the Scottish Ministers instead of by a Minister of the Crown, or by the one concurrently with the other, or by both jointly or by either with the agreement of or after consultation with the other,
  - (f) apportioning any assets or liabilities,
  - (g) imposing, or enabling the imposition of, any limits or other restrictions in addition to or in substitution for existing limits or restrictions,
  - (h) providing for sums to be charged on or payable out of, or paid into, the Scottish Consolidated Fund (instead of or in addition to payments into or out of the Consolidated Fund or the National Loans Fund or out of money provided by Parliament),
  - (i) requiring payments, with or without interest, to a Minister of the Crown or into the Consolidated Fund or National Loans Fund.

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*Changes to legislation: There are currently no known outstanding effects  
for the Scotland Act 1998, Section 89. (See end of Document for details)*

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- (3) No recommendation shall be made to Her Majesty in Council to make an Order under this section unless the cross-border public authority concerned has been consulted.

**Commencement Information**

- I1** S. 89 in force at 6.5.1999 and at 1.7.1999 for all remaining purposes by [S.I. 1998/3178](#), [arts. 2\(2\), 3](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Scotland Act 1998, Section 89.