



# Housing (Scotland) Act 2001

## 2001 asp 10

### PART 7

#### MISCELLANEOUS AND GENERAL

##### *General*

#### **109 Orders and regulations**

- (1) Any power of the Scottish Ministers to make orders or regulations under this Act is exercisable by statutory instrument.
- (2) Any such power includes power—
  - (a) to make such incidental, supplemental, consequential, transitional, transitory or saving provision as the Scottish Ministers think necessary or expedient,
  - (b) to make different provision for different purposes and different areas.
- (3) An order under section 87 or 110 may modify any enactment, instrument or document.
- (4) A statutory instrument containing an order or regulations under this Act (except sections 7(3), 93(5) and 113 and, where subsection (5) of this section applies, sections 87 and 110) is subject to annulment in pursuance of a resolution of the Parliament.
- (5) No order under section 87 or 110 containing provisions which add to, replace or omit any part of the text of an Act is to be made unless a draft has been laid before, and approved by resolution of, the Parliament.
- (6) No regulations are to be made under section 7(3), and no order is to be made under section 93(5), unless a draft has been laid before, and approved by resolution of, the Parliament.