



Police, Public Order and Criminal Justice (Scotland) Act 2006

2006 asp 10

PART 4

GENERAL

103 Subordinate legislation

- (1) The powers of the Scottish Ministers under this Act to make orders and regulations are exercisable by statutory instrument.
- (2) Each of those powers includes power to make—
 - (a) different provision for different purposes; and
 - (b) supplementary, incidental, consequential, transitory, transitional or saving provision.
- (3) Subject to subsections (4) and (5), a statutory instrument containing an order or regulations made under this Act is subject to annulment in pursuance of a resolution of the Scottish Parliament.
- (4) The following statutory instruments are not to be made unless a draft of the instrument has been laid before, and approved by, the Scottish Parliament—
 - (a) a statutory instrument containing an order under section 18(1) or 24(1), paragraph 10(10) of schedule 1, or paragraph 9(1) of schedule 2; or
 - (b) a statutory instrument containing an order under section 102(1) containing provisions which add to, replace or omit any part of the text of an Act.
- (5) Subsection (3) does not apply to an order under section 104(1).