



Custodial Sentences and Weapons (Scotland) Act 2007

2007 asp 17

PART 4

GENERAL

65 Rules, regulations and orders

- (1) The powers conferred by this Act on the Scottish Ministers to make ^{F1}... regulations and orders are exercisable by statutory instrument.
- (2) Each of those powers includes power to make—
 - (a) different provision for different purposes,
 - (b) supplementary, incidental, consequential, transitory, transitional or saving provision.
- (3) Subject to subsection (4), a statutory instrument containing ^{F1}... regulations or an order under this Act (other than an order under section 67) is subject to annulment in pursuance of a resolution of the Scottish Parliament.
- (4) A statutory instrument containing—
 - (a) an order under section 4(2), 7, 47(1)(b) or 57(1) or paragraph 6 of schedule 3,
 - (b) an order under section 64(1) which contains provision modifying an Act, or
 - (c) regulations under paragraph 3(1) or 17 of schedule 1,may not be made unless a draft of the instrument has been laid before, and approved by resolution of, the Scottish Parliament.

Textual Amendments

- F1** Word in s. 65(1)(3) repealed (1.10.2020) by [Management of Offenders \(Scotland\) Act 2019 \(asp 14\)](#), ss. 47(3), 63(2); S.S.I. 2020/283, reg. 2(1)

Changes to legislation:

Custodial Sentences and Weapons (Scotland) Act 2007, Section 65 is up to date with all changes known to be in force on or before 23 April 2024. 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 :

- s. 65(4)(a) words substituted by [2010 asp 13 Sch. 3 para. 12](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 29A inserted by [2010 asp 13 s. 18\(6\)](#)
- s. 42A inserted by [2010 asp 13 Sch. 3 para. 6](#)
- s. 45(1)(za)(zb) inserted by [2010 asp 13 Sch. 3 para. 7\(2\)](#)
- s. 46A inserted by [2010 asp 13 s. 18\(7\)](#)
- s. 47(3A) inserted by [2010 asp 13 s. 18\(8\)\(c\)](#)
- s. 47(8)(a)(b) substituted for words by [2010 asp 13 s. 18\(8\)\(e\)](#)
- s. 51(1A) inserted by [2010 asp 13 Sch. 3 para. 9\(3\)](#)
- Sch. 2 para. 1(4) added by [2010 asp 13 Sch. 3 para. 13\(3\)\(c\)](#)
- Sch. 2 para. 7(1A) inserted by [2010 asp 13 Sch. 3 para. 13\(8\)](#)
- Sch. 3 para. 2A inserted by [2010 asp 13 Sch. 3 para. 14\(3\)](#)
- Sch. 3 para. 3(3) inserted by [2010 asp 13 Sch. 3 para. 14\(4\)\(b\)](#)
- Sch. 3 para. 3A inserted by [2010 asp 13 Sch. 3 para. 14\(5\)](#)
- Sch. 3 para. 5(4A) inserted by [2010 asp 13 Sch. 3 para. 14\(6\)\(d\)](#)
- Sch. 3 para. 5(6) inserted by [2010 asp 13 Sch. 3 para. 14\(6\)\(e\)](#)