



# Flood Risk Management (Scotland) Act 2009

2009 asp 6

## PART 8

### GENERAL

#### 94 Orders and regulations

- (1) Any power of the Scottish Ministers to make orders or regulations under this Act—
  - (a) must be exercised by statutory instrument,
  - (b) may be exercised so as to make different provision for different purposes (including different areas), and
  - (c) includes power to make such incidental, supplemental, consequential, transitional, transitory or saving provision as the Scottish Ministers consider appropriate.
- (2) A statutory instrument containing an order or regulations made under this Act (except an order made under section 97(1)) is, subject to subsection (3), subject to annulment in pursuance of a resolution of the Parliament.
- (3) A statutory instrument containing—
  - (a) regulations under section 51(1),
  - (b) an order under section 60(4),
  - (c) an order under section 93(1) containing provisions which add to, replace or omit any part of the text of an Act,

is not to be made unless a draft of the instrument has been laid before, and approved by resolution of, the Parliament.

**Changes to legislation:**

There are currently no known outstanding effects for the Flood Risk Management (Scotland) Act 2009, Section 94.