

*These notes refer to the Gambling Act 2005 (c.19)
which received Royal Assent on 7 April 2005*

GAMBLING ACT 2005

EXPLANATORY NOTES

TERRITORIAL EXTENT

Territorial limits – vessels and aircraft

Schedule 15: Private gaming and betting

Part 18: Miscellaneous and General

Section 355: Regulations, orders and rules

867. This section contains provisions governing the form and procedure for regulations, rules and orders made by the Secretary of State (or the Lord Chancellor) under the Act. Similar provision is made for regulations made by Scottish Ministers.
868. Most **regulations** made under the Act are to be made by statutory instrument, pursuant to the negative resolution procedure. However, *subsection (4)* lists particular regulation-making powers which must be made pursuant to the affirmative resolution procedure (where made by the Secretary of State) or be approved by resolution of the Scottish Parliament (where made by the Scottish Ministers). **Orders** (with the exception of those listed in *subsection (7)*) are to be made by statutory instrument subject to the affirmative resolution procedure. By virtue of *subsection (8)* commencement orders under section 358 are not subject to any Parliamentary procedure except as provided in that subsection.