



Regulation of Care (Scotland) Act 2001

2001 asp 8

PART 7

GENERAL

78 Orders and regulations

- (1) Any order or regulations made under this Act shall be made by statutory instrument; and, subject to subsection (2), a statutory instrument containing any such order, other than an order under section 81(2), or any such regulations shall be subject to annulment in pursuance of a resolution of the Parliament.
- (2) A statutory instrument containing—
- (a) regulations under section 28(1)(a), 56(1)(a) or 73(2)(b);
 - (b) an order under section 3 [^{F1}or 25(5A)]; or
 - (c) if it amends or repeals an enactment, an order under section 80(2),
- of this Act shall not be made unless a draft of the instrument has been laid before, and approved by resolution of, the Parliament.

Textual Amendments

- F1** Words in s. 78(2)(b) inserted (17.10.2005) by [Smoking, Health and Social Care \(Scotland\) Act 2005](#) (asp 13), **ss. 31(3)**, 43(3); S.S.I. 2005/492, art. 3(a), sch. 1

Status:

Point in time view as at 18/11/2016.

Changes to legislation:

There are currently no known outstanding effects for the Regulation of Care (Scotland) Act 2001, Section 78.