



Salmon and Freshwater Fisheries (Consolidation) (Scotland) Act 2003

2003 asp 15

PART 7

GENERAL

68 Orders and regulations

- (1) Any power of the Scottish Ministers to make an order or regulations under this Act shall be exercised by statutory instrument.
- (2) Subject to subsections (3) and (4) below, a statutory instrument containing any order or regulations under this Act shall be subject to annulment in pursuance of a resolution of the Scottish Parliament.
- (3) Subsection (2) above does not apply to regulations or orders under sections—
 - (a) 33(1) (specific prohibitions of baits and lures);
 - (b) 34(2) (designation orders);
 - (c) 34(3) (orders ancillary to designation orders);
 - (d) 36(3) (estuary limits orders);
 - (e) 36(5) (orders ancillary to estuary limits orders);
 - (f) 37(3) (annual close time orders);
 - (g) 40(8) (division between upper and lower proprietors);
 - (h) 48(1) (protection orders);
 - (i) 71(2) (commencement orders),of this Act.
- (4) No regulations are to be made under [^{F1}subsection (1) of section 21A of this Act that make modifications such as are mentioned in subsection (3)(c) of that section, or under] section 31(4)(c) of this Act [^{F2}and no order is to be made under section 46F(1) of this Act,] unless a draft has been laid before, and approved by resolution of, the Parliament.

Changes to legislation: There are currently no known outstanding effects for the Salmon and Freshwater Fisheries (Consolidation) (Scotland) Act 2003, Section 68. (See end of Document for details)

Textual Amendments

- F1** Words in s. 68(4) inserted (16.9.2013) by [Aquaculture and Fisheries \(Scotland\) Act 2013 \(asp 7\)](#), **ss. 26(4), 66(2)** (with s. 65); S.S.I. 2013/249, art. 2
- F2** Words in s. 68(4) inserted (16.9.2013) by [Aquaculture and Fisheries \(Scotland\) Act 2013 \(asp 7\)](#), **ss. 24(4), 66(2)** (with s. 65); S.S.I. 2013/249, art. 2

Commencement Information

- I1** S. 68 in force at 1.4.2005 by [S.S.I. 2005/174](#), **art. 2**

Changes to legislation:

There are currently no known outstanding effects for the Salmon and Freshwater Fisheries (Consolidation) (Scotland) Act 2003, Section 68.