



Licensing (Scotland) Act 2005

2005 asp 16

PART 9

MISCELLANEOUS AND GENERAL

General

146 Orders and regulations

- (1) Any power of the Scottish Ministers to make orders or regulations under this Act is exercisable by statutory instrument.
- (2) Any such power includes power to make—
 - (a) such incidental, supplemental, consequential, transitional, transitory or saving provision as the Scottish Ministers think necessary or expedient,
 - (b) different provision for different purposes.
- (3) An order under section 145 may modify any enactment (including this Act), instrument or document.
- (4) A statutory instrument containing an order or regulations under this Act except—
 - (a) an order under section 65(4), 123(6) or 150(2),
 - (b) regulations under section 27(2) or 139(3), and
 - (c) where subsection (5) applies, an order under section 145,is subject to annulment in pursuance of a resolution of the Scottish Parliament.
- (5) No—
 - (a) order under section 65(4) or 123(6),
 - (b) regulations under section 27(2) or 139(3), or
 - (c) order under section 145 containing provisions which add to, replace or omit any part of the text of an Act,is to be made unless a draft of the statutory instrument containing the order or regulations has been laid before, and approved by resolution of, the Parliament.