



# Further and Higher Education (Scotland) Act 2005

2005 asp 6

## PART 2

### GENERAL

#### 34 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 consider necessary or expedient; and
  - (b) different provision for different purposes.
- (3) A statutory instrument containing an order or regulations under this Act, apart from an order under section 36(2), is (except where subsection (4) applies) subject to annulment in pursuance of a resolution of the Parliament.
- (4) A statutory instrument containing—
  - (a) regulations under section 7(2)(i);
  - (b) an order under section 5(6), 7(1) or (4) or 9(6) or (7); or
  - (c) an order under section 33 which amends an Act,is not made unless a draft of the instrument has been laid before, and approved by resolution of, the Parliament.