



# Glasgow Commonwealth Games Act 2008

## 2008 asp 4

### *Subordinate legislation: procedure*

#### **43 Orders and regulations**

- (1) Any Ministerial power to make an order or regulations under this Act is exercisable by statutory instrument.
- (2) Any such power includes power to make—
  - (a) any supplementary, incidental, consequential, transitional, transitory or saving provision which Ministers consider appropriate,
  - (b) different provision for different purposes.
- (3) Subject to subsection (4), a statutory instrument containing an order or regulations made under this Act is subject to annulment in pursuance of a resolution of the Scottish Parliament.

This subsection does not apply to orders made under section 49(2) (commencement orders) or 50(2) (repeal order).

- (4) No statutory instrument containing the first—
  - (a) trading regulations,
  - (b) advertising regulations, or
  - (c) regulations under section 19,

may be made unless a draft of the instrument has been laid before, and approved by a resolution of the Scottish Parliament.

#### **44 Consultation**

Ministers must consult the following persons before making the first trading regulations or the first advertising regulations—

- (a) the councils for the areas where it is proposed that the regulations apply,
- (b) the Organising Committee, and
- (c) other persons whom Ministers consider appropriate.

**45 Factors for Ministers to consider**

Ministers must have regard to the following when making the trading regulations or the advertising regulations—

- (a) the Host City Contract,
- (b) any requests or guidance from the Commonwealth Games Federation, and
- (c) where relevant, the impact of the regulations on the effective operation of the Games (in particular the impact on traffic and other transport in the vicinity of Games locations).

**46 Notice**

Ministers must give public notice—

- (a) no later than 2 years before the Games begin, of the general nature of the first trading regulations and the first advertising regulations, and
- (b) no later than 6 months before the Games begin, of the detailed provisions of the first trading regulations and the first advertising regulations.