



Reservoirs (Scotland) Act 2011

2011 asp 9

PART 3

GENERAL

114 Orders and regulations

- (1) Any power of the Scottish Ministers to make orders or regulations under this Act must be exercised by statutory instrument.
- (2) Any such power includes power to make—
 - (a) in the case of an order under section 116(1) (commencement orders), such transitional, transitory or saving provision as the Scottish Ministers consider appropriate,
 - (b) in the case of any other order or any regulations—
 - (i) such supplemental, incidental, consequential, transitional, transitory or saving provision as the Scottish Ministers consider appropriate,
 - (ii) different provision for different purposes.
- (3) Unless subsection (4) provides otherwise, a statutory instrument containing an order (other than an order made under section 116(1)) or regulations made under this Act is subject to annulment in pursuance of a resolution of the Parliament.
- (4) An order or regulations must not be made under any of the following provisions unless a draft of the statutory instrument containing the order or (as the case may be) the regulations has been laid before, and approved by a resolution of, the Parliament—
 - (a) section 1(4),
 - (b) section 1(6)(a),
 - (c) section 22(4),
 - (d) section 54(1) or 55(1),
 - (e) section 69(7),
 - (f) section 73(1)^{F1} ..., 82(1) or 107,
 - (g) section 113(1) (if the order contains supplemental provision or provision which adds to, replaces or omits any part of the text of an Act).

Changes to legislation: There are currently no known outstanding effects for the Reservoirs (Scotland) Act 2011, Section 114. (See end of Document for details)

Textual Amendments

- F1** Words in s. 114(4)(f) repealed (30.6.2014) by Regulatory Reform (Scotland) Act 2014 (asp 3), s. 61(2), **Sch. 3 para. 13(12)**; S.S.I. 2014/160, art. 2(1)(2), Sch.

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