



Armed Forces Act 2001

2001 CHAPTER 19

PART 4

MISCELLANEOUS AND GENERAL

General

35 Orders and regulations

- (1) Any power of the Secretary of State to make an order or regulations under this Act is exercisable by statutory instrument.
- (2) A statutory instrument containing (whether alone or with other provisions)—
 - (a) an order under section 8(2),
 - (b) an order under section 31(2)(h), or
 - (c) an order under section 30 or 31(3) which by virtue of section 30(4)(e) or 31(6) makes any provision adding to, replacing or omitting any part of the text of an Act,shall not be made unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament.
- (3) A statutory instrument which contains—
 - (a) an order made by the Secretary of State under—
 - (i) any provision of Part 2,
 - (ii) section 20,
 - (iii) section 30,
 - (iv) section 31(3), or
 - (v) section 33(2)(b) or (3)(c), or
 - (b) regulations made by the Secretary of State under—
 - (i) any provision of Part 2,
 - (ii) section 26, or
 - (iii) section 27,

Status: This is the original version (as it was originally enacted).

and which is not subject to the requirement in subsection (2) that a draft of the instrument be laid before and approved by a resolution of each House of Parliament, shall be subject to annulment in pursuance of a resolution of either House of Parliament.

- (4) Any power of the Secretary of State to make an order or regulations under this Act includes power to make such incidental, consequential or transitional provision as the Secretary of State thinks fit.