



# Fire (Scotland) Act 2005

## 2005 asp 5

### PART 5

#### GENERAL

#### **88 Orders and regulations**

- (1) Any power conferred by this Act on the Scottish Ministers to make orders or regulations shall be exercisable by statutory instrument.
- (2) Any power conferred by this Act on the Scottish Ministers to make orders or regulations—
  - (a) may be exercised so as to make different provision for different purposes; and
  - (b) includes power to make such incidental, supplementary, consequential, transitory, transitional or saving provision as the Scottish Ministers consider appropriate.
- (3) A statutory instrument containing an order or regulations made under this Act (other than an order under section 90) shall, subject to subsection (4), be subject to annulment in pursuance of a resolution of the Scottish Parliament.
- (4) A statutory instrument containing—
  - (a) an order under section 2(1) or section 5(3);
  - (b) an order under section 87(1) modifying an enactment; or
  - (c) regulations under section 60(2)(c), 61(10), 78(8) or (9) or 81,shall not be made unless a draft of the instrument has been laid before, and approved by resolution of, the Scottish Parliament.