SCHEDULE 3
MODIFICATION OF PRE-COMMENCEMENT ENACTMENTS

Instruments which cannot be made unless a draft is laid before and approved by resolution of the Parliament

5 (1) Sub-paragraph (2) applies where, in relation to devolved subordinate legislation, a pre-commencement enactment provides, or has the effect of providing, that the legislation cannot be made unless a draft of the Scottish statutory instrument containing it is laid before and approved by resolution of the Scottish Parliament.

(2) The enactment is to be read as if it instead provided for the legislation to be subject to the affirmative procedure.