



Roads (Scotland) Act 1984

1984 CHAPTER 54

PART XIII

GENERAL

Regulations, orders and schemes

143 Regulations, orders and schemes.

- (1) Where a power to make regulations or orders, or to make or confirm schemes, is exercisable by the Secretary of State by virtue of this Act, the exercise of that power shall be by statutory instrument under this subsection, and may—
- make different provision in relation to different cases or classes of case;
 - exclude certain cases or classes of case.

- (2) A statutory instrument—

- made under subsection (1) above and containing—
 - regulations other than such regulations as are mentioned in paragraph (b)(i) below; or
 - an order under section ^{F1}8 ^{F2} [F2, 12A, 12B, 12C, 12D, 12E][^{F3}113A] or] 154 of this Act,

shall be subject to annulment in pursuance of a resolution of either House of Parliament;

and

- containing—
 - regulations under section 17 of this Act ^{F4} or regulations made for the first time under section 61A of this Act]; or
 - an order under section ^{F5}130A or] ^{F6}... 153 of this Act,

shall not be made under subsection (1) above unless a draft of the instrument has been laid before Parliament and has been approved by resolution of each House of Parliament.

Changes to legislation: Roads (Scotland) Act 1984, Section 143 is up to date with all changes known to be in force on or before 14 February 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Textual Amendments

- F1** Words in s. 143(2)(a)(ii) inserted (21.10.1991) by [New Roads and Street Works Act 1991 \(c. 22, SIF 59, 108\)](#), s. 168(1), [Sch. 8 para. 93\(a\)](#); S.I. 1991/2286, art. 2(1), [Sch. 1](#)
- F2** Words in s. 143(2)(a)(ii) inserted (4.1.1995) by 1994 c. 39, [s. 38\(4\)](#) (with s. 7(2)); S.I. 1994/2850, [art. 3\(a\)](#)
- F3** Words in s. 143(2)(a)(ii) inserted (1.4.1996) by 1994 c. 39, s. 180(1), [Sch. 13 para. 135\(9\)](#); S.I. 1996/323, [art. 4\(1\)\(c\)](#)
- F4** Words in s. 143(2)(b)(i) inserted (1.1.1993) by [New Roads and Street Works Act 1991 \(c. 22, SIF 59, 108\)](#), s. 168(1), [Sch. 8 para. 93\(b\)](#); S.I. 1992/2990, art. 2(2), [Sch. 2](#)
- F5** Words in s. 143(2)(b)(ii) inserted (1.10.2008) by [Transport \(Scotland\) Act 2005 \(asp 12\)](#), [ss. 37\(2\)](#), [54\(2\)](#); S.S.I. 2008/15, art. 2(3), [sch. 2](#)
- F6** Words in s. 143(2)(b)(ii) repealed (21.10.1991) by [New Roads and Street Works Act 1991 \(c. 22, SIF 59, 108\)](#), s. 168(1)(2), [Sch. 8 para. 93\(c\)](#), [Sch. 9](#); S.I. 1991/2286, art. 2(1), [Sch. 1](#)

Changes to legislation:

Roads (Scotland) Act 1984, Section 143 is up to date with all changes known to be in force on or before 14 February 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 152(3)(3ZA) substituted for s. 152(3) by [2019 asp 17 s. 124\(2\)](#)