



# Legal Profession and Legal Aid (Scotland) Act 2007

## 2007 asp 5

### PART 5

#### GENERAL

#### 79 Regulations or orders

- (1) Any power conferred by this Act on the Scottish Ministers to make orders or regulations—
  - (a) must be exercised by statutory instrument;
  - (b) may be exercised so as to make different provision for different purposes.
- (2) A statutory instrument containing an order or regulations made under this Act (except an order made under section 26(1) or 82(2)) is, subject to subsection (3), subject to annulment in pursuance of a resolution of the Parliament.
- (3) A statutory instrument containing—
  - (a) an order under section 10(7) or 24(8);
  - (b) regulations under section 41(1);
  - (c) an order under—
    - (i) section 78(1)<sup>F1</sup> or (1A)] containing provisions which add to, replace or omit any part of the text of an Act;
    - (ii) paragraph 2(7) of schedule 1,

is not to be made unless a draft of the instrument has been laid before, and approved by resolution of, the Parliament.

#### Textual Amendments

- F1** Words in s. 79(3)(c)(i) inserted (1.4.2011) by [Legal Services \(Scotland\) Act 2010 \(asp 16\)](#), ss. 145(2), 150(2); S.S.I. 2011/180, art. 3, Sch.

**Changes to legislation:**

Legal Profession and Legal Aid (Scotland) Act 2007, Section 79 is up to date with all changes known to be in force on or before 26 May 2023. 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.

[View outstanding changes](#)

**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):

- Sch. 1 para. 2(6)(ba) inserted by [2010 asp 16 s. 118\(4\)](#)