



# Judiciary and Courts (Scotland) Act 2008

## 2008 asp 6

### PART 5

#### GENERAL

#### 71 Orders and regulations

- (1) Any power of the Scottish Ministers to make orders or regulations under this Act is exercisable by statutory instrument.
- (2) Any such power includes power to make—
  - (a) such incidental, supplementary, consequential, transitional, transitory or saving provision as the Scottish Ministers think necessary or expedient,
  - (b) different provision for different purposes.
- (3) A statutory instrument containing an order or regulations under this Act except—
  - (a) an order under section 70(2), 76(1) or paragraph 2(5) of schedule 3, and
  - (b) where subsection (4) applies, an order under section 74(1),is subject to annulment in pursuance of a resolution of the Scottish Parliament.
- (4) No—
  - (a) order under paragraph 2(5) of schedule 3, or
  - (b) order under section 74(1) containing provisions which add to, replace or omit any part of the text of an Act,is to be made unless a draft of the statutory instrument containing the order has been laid before, and approved by resolution of, the Parliament.

**Status:**

Point in time view as at 29/10/2008.

**Changes to legislation:**

There are currently no known outstanding effects for the Judiciary and Courts (Scotland) Act 2008, Section 71.