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**28th Report**

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Committee 28th

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Background to the Bill was set out in the earlier Executive memorandum submitted to the Committee on 19 September. Stage 2 amendments. The

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Social Justice  
Committee considered  
the Bill at stage 2 on  
15 January 2003.  
Sixteen amendments  
were agreed to, of  
which three relate to  
issues concerning  
subordinate legislation.

**Subordinate  
Legislation  
Committee**

SUBORDINATE  
LEGISLATION  
COMMITTEE AGENDA  
17th Meeting, 2003

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## Subordinate

(Session 2) Tuesday 16  
December, 2003 The  
Committee will meet at  
10.30am in Committee  
Room 1, Committee  
Chambers, Edinburgh.  
1. Delegated powers  
scrutiny: The  
Committee will  
consider the delegated  
powers provisions in  
the following Bill—

### **SUBORDINATE LEGISLATION COMMITTEE AGENDA 17 Meeting, 2003 ...**

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## Subordinate

Subordinate Legislation is also referred to as secondary legislation, delegated legislation or statutory instruments. It includes orders, regulations, rules and schemes, and can include statutory guidance and local orders. The Assembly procedures relevant to most Subordinate Legislation are set out in Standing Orders 24 and 25.



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**Subordinate  
Legislation - Welsh  
Parliament**

Legislation by  
subordinate legislation  
would not ordinarily be  
construed as  
authorising an increase  
in a penalty, it should  
be made clear in such  
a provision that it does  
not extend to a  
modification by way of  
increasing a penalty  
provided for in the  
primary legislation.

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**Drafting Direction**

**No. 3.8 Subordinate**

**legislation**

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Report Scottish

**SUBORDINATE**

**COURTS:**

**SUBSIDIARY LEGISLA**

**TION(CHAPTER 28 ...**

This Order makes modifications to subordinate legislation.

These modifications are consequential and supplemental to the Mental Health (Care

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Legislation 2003  
and Treatment)  
(Scotland) Act 2003  
(asp 13).

**The Mental Health  
(Care and  
Treatment)  
(Scotland) Act 2003**

...

By delegating the  
legislation by  
Parliament to the  
Executive or any  
subordinate, it  
empowers different  
people or bodies to  
integrate more details

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to an Act of Parliament.  
Parliament along these  
lines, through essential  
enactment (for  
example an Act of  
Parliament), licenses  
others to make laws  
and guidelines through  
delegated legislation.

## **GROWTH OF DELEGATED LEGISLATION -**

**Advocatespedia**

Although a provision in  
primary legislation  
authorising the

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modification of the  
legislation by  
subordinate legislation  
would not ordinarily be  
construed as  
authorising an increase  
in a penalty, it should  
be made clear in such  
a provision that it does  
not extend to a  
modification by way of  
increasing a penalty  
provided for in the  
primary ...

**Drafting Direction  
No. 3.8 Subordinate**

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#### **legislation**

Most subordinate legislation is made by statutory instrument (the most common form of subordinate legislation is a statutory instrument containing regulations or an order). In passing an Act, Parliament or the National Assembly will have approved its principles, general objectives and important points of detail.

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Legislation 2003

**Law Wales -  
Subordinate  
legislation**

Subordinate Legislation  
Act 1978 . An Act  
relating to the making,  
printing and publishing  
of certain subordinate  
legislation; and for  
other purposes.

Contents . Part  
1—Preliminary. 1 Short  
title. 4 Interpretation. 7  
Amendment of Acts  
Interpretation Act. 9  
Application of this Act

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to other subordinate

legislation. Part

2—Making of  
regulations etc

Committee 28th

**Subordinate  
Legislation Act 1978**

48th Report, 2014

(Session 4):

Subordinate Legislation

(382KB pdf) SP Paper

582 (Web Only)

DPLR/S4/14/R48. 48th

Report, 2014 (Session

4) Subordinate

Legislation. Remit and

membership. Remit: 1.



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## Subordinate Legislation 2003

The remit of the  
Delegated Powers and  
Law Reform Committee  
is to consider and  
report on— (a) any—

Report Scottish  
Parliament Papers  
**48th Report, 2014**  
**(Session 4):**

### **Subordinate Legislation ...**

The Schedule to this  
Order makes  
amendments that are  
consequential on the  
creation of new types  
of Academies by the  
Education Act 2011 (c.

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21) (“the 2011 Act”).  
Section 53 of the 2011 Act inserts new sections 1A to 1D into the Academies Act 2010 which provide for three types of Academies: Academy schools (existing Academies), 16 to 19 Academies and alternative provision Academies.

### **The Alternative Provision Academies**

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Legislation 2003  
**legislation.gov.uk**

Subordinate legislation, on the other hand, is that which proceeds from subordinate law-making body and is, hence, liable to be abrogated or amended by the supreme law-making body. The law passed by the British Parliament is an example of Supreme legislation, but, under the Indian Constitution which is federal in nature, both the

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parliament and ...

**Supreme and  
Subordinate  
legislation -**

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Subordinate Legislation  
(Court Reporting (Fees)  
Regulations 1992 -  
Extension of Operation)  
Regulations 2003

**Subordinate  
Legislation (Court  
Reporting (Fees ...**

Currently drafting of  
primary and

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subordinate legislation  
for Govt. Departments.  
Dec 2016 - Present 3  
years 8 months. jaipur.  
Officer on Special Duty,  
Law (Legislative  
Drafting) Deptt. Law  
department, Govt.  
Secretariat, Jaipur. Apr  
2015 - Dec 2015 9  
months. Jaipur Area,  
India.

**K.M. Verma -**  
**Consultant -**  
**Currently drafting of**  
**primary ...**

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Legislation 2003

Subordinate Legislation  
(Transfer of Land  
(Fees) Regulations  
1993 - Extension of  
Operation) Regulations  
2003 Statutory rule as  
made Statutory rule  
number 112/2003

**Subordinate**

**Legislation (Transfer  
of Land (Fees ...**

legislation.vic.gov.au.

Subordinate Legislation

(Instruments (Fees)

Regulations 1993 -

Extension of Operation)

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Legislation 2003  
Regulations 2003

**Subordinate  
Legislation  
(Instruments (Fees)  
Regulations ...**

Subordinate Legislation  
(Freedom of  
Information (Access  
Charges) Regulations  
1993 - Extension of  
Operation) Regulations  
2003 Statutory rule as  
made Statutory rule  
number 62/2003

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*Page 23/25*

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Legislation 2003  
**Legislation  
(Freedom of  
Information (Access  
...**

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Legislation. The  
Committee reports to  
the Parliament as  
follows— 1. At its  
meeting on 12  
November 2013, the  
Committee agreed to  
draw the attention of  
the Parliament to the  
following instrument—  
Fruit Juices and Fruit  
Nectars (Scotland)



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Regulations 2013 (SSI  
2013/305). 2.  
Legislation  
Committee 28th  
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ecf8427e.