
Changes to legislation: There are currently no known outstanding effects for the Retained EU Law (Revocation and Reform) Act 2023, Paragraph 5. (See end of Document for details)

SCHEDULES

SCHEDULE 5

REGULATIONS: PROCEDURE

PART 2

POWERS OF RELEVANT NATIONAL AUTHORITY: SEPARATE EXERCISE

Separate exercise by a Minister of the Crown

- 5 (1) A Minister of the Crown may not make a statutory instrument containing regulations to which [this Part of this Schedule](#) applies and which are within [sub-paragraph \(2\)](#) unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament.
- (2) The following regulations are within this sub-paragraph—
- (a) regulations under [section 1](#);
 - (b) regulations under [section 7](#) which amend, repeal or revoke primary legislation;
 - (c) regulations under [section 11](#) or [12](#) which amend, repeal or revoke primary legislation;
 - (d) regulations under [section 14\(2\)](#) which confer a power to make subordinate legislation or create a criminal offence;
 - (e) regulations under [section 14\(3\)](#);
 - (f) regulations under [section 19](#) which amend, repeal or revoke primary legislation.
- (3) A statutory instrument made by a Minister of the Crown containing regulations to which [this Part of this Schedule](#) applies and which are within [sub-paragraph \(4\)](#) is subject to annulment in pursuance of a resolution of either House of Parliament.
- (4) The following regulations are within this sub-paragraph—
- (a) regulations under [section 7](#) which are not within [sub-paragraph \(2\)\(b\)](#);
 - (b) regulations under [section 15](#);
 - (c) regulations under [section 19](#) which are not within [sub-paragraph \(2\)\(f\)](#).
- (5) A statutory instrument made by a Minister of the Crown containing regulations to which [this Part of this Schedule](#) applies and to which neither [sub-paragraph \(1\)](#) nor [sub-paragraph \(3\)](#) applies is (if a draft of the instrument has not been laid before, and approved by a resolution of, each House of Parliament) subject to annulment in pursuance of a resolution of either House of Parliament.

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Commencement Information

II Sch. 5 para. 5 in force at Royal Assent, see [s. 22\(1\)\(e\)](#)

Changes to legislation:

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