



Local Government (Wales) Act 1994

1994 CHAPTER 19

PART VII

MISCELLANEOUS AND SUPPLEMENTAL

63 Regulations, orders and directions.

- (1) Any power to make regulations or orders conferred on the Secretary of State [^{F1}, the National Assembly for Wales] or the Lord Chancellor by this Act shall be exercisable by statutory instrument.
- (2) Any such instrument, other than one made [^{F2}by the Assembly or] under a provision mentioned in subsection (4), shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (3) No order shall be made under section 34 unless a draft of the order has been laid before, and approved by a resolution of, each House of Parliament.
- (4) The provisions mentioned in subsection (2) are—
 - (a) sections 17(6), 34, 39(1), 49(6), 53(9) and 66(3);
 - (b) paragraph 18 of Schedule 5;
 - (c) paragraph 1(3) of Schedule 13; and
 - (d) paragraphs 12 and 18 of Schedule 17.
- (5) Any regulations or order made under this Act may—
 - (a) make such supplemental, incidental, consequential or transitional or saving provision as the [^{F3}person making the regulations or order] considers appropriate; and
 - (b) make different provision for different cases or classes of case or for different localities.
- (6) Any power of the Secretary of State to give a direction under this Act shall—
 - (a) include power to make different provision for different cases, including different provision for different localities and for different bodies; and

*Changes to legislation: There are currently no known outstanding effects for the
 Local Government (Wales) Act 1994, Section 63. (See end of Document for details)*

(b) shall be exercised in writing.

Subordinate Legislation Made

- P1** S. 63(5) power partly exercised: 25.10.1994 appointed for specified provisions by S.I. 1994/2790, art. 2(1), **Sch.** (subject to art. 2(2)(3))
 S. 63(5) power partly exercised: 20.3.1995 appointed for specified provisions by S.I. 1995/546, art. 3, **Sch.** (subject to arts. 4-8 (as amended by S.I. 1995/851))
 S. 63(5) power partly exercised: 3.4.1995 appointed for specified provisions by S.I. 1995/852, arts. 3(1), 4(1), 5, 6(1), 7, 8, 9, **Schs. 1-5** (subject to arts. 3(2)-(3), 4(2)-(6), 6(2)-(5), 9(2)-(5))
 S. 63(5) power partly exercised: 1.10.1995 appointed for specified provisions by S.I. 1995/2490, arts. 3(1), 4(1), 5(1), **Schs. 1-3** (subject to arts. 3(2)-(4), 4(2)(3), 5(2)-(6))
 S. 63(5) power partly exercised: 1.1.1996 and 1.4.1996 appointed for specified provisions by S.I. 1995/3198, arts. 3-6(1)(3), **Schs. 1-5** (subject to art. 6(2))

Textual Amendments

- F1** Words in s. 63(1) inserted (27.11.2003) by Local Government Act 2003 (c. 26), ss. 127(1), 128, **Sch. 7 para. 58(1)(2)**; S.I. 2003/3034, art. 2(1), Sch. Pt. 1
F2 Words in s. 63(2) inserted (27.11.2003) by Local Government Act 2003 (c. 26), ss. 127(1), 128, **Sch. 7 para. 58(1)(3)**; S.I. 2003/3034, art. 2(1), Sch. Pt. 1
F3 Words in s. 63(5)(a) substituted (27.11.2003) by Local Government Act 2003 (c. 26), ss. 127(1), 128, **Sch. 7 para. 58(1)(4)**; S.I. 2003/3034, art. 2(1), Sch. Pt. 1

Changes to legislation:

There are currently no known outstanding effects for the Local Government (Wales) Act 1994, Section 63.