



Political Parties, Elections and Referendums Act 2000

2000 CHAPTER 41

PART X

MISCELLANEOUS AND GENERAL

Supplementary

156 Orders and regulations.

- (1) Any power of the Secretary of State to make any order or regulations under this Act shall be exercised by statutory instrument.
- (2) Subject to ^{F1}subsections (3) to (4A)], a statutory instrument containing any order or regulations made under this Act by the Secretary of State shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (3) Subsection (2) does not apply to—
 - ^{F2}(za) an order under section 100B(8);
 - (a) any order under ^{F3}... 163(2) or paragraph 14(7) of Schedule 1; ^{F4}...
 - ^{F5}(aa) any order under paragraph 3(7) of Schedule 8, other than an order of the Welsh Ministers;
 - (b) any order made in pursuance of section 155(2)(a).
- (4) Subsection (2) also does not apply to any order under—
 - ^{F6}(a)
 - (b) section 51(4),
 - (c) section 67(1),
 - ^{F7}(ca) any provision of Chapter 6 of Part 4;
 - ^{F8}(d)
 - ^{F9}(da) section 71F(13),

Changes to legislation: Political Parties, Elections and Referendums Act 2000, Section 156 is up to date with all changes known to be in force on or before 21 April 2024. 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. (See end of Document for details) View outstanding changes

- (db) section 71H(4),
- (dc) section 71U(1),]
- [^{F10}(dd) any provision of Chapter 2 of Part 4A,]
- [^{F11}(de) section 88(9),]
- (e) section 101(4),
- (f) section 108(3),
- (g) section 109(6),
- (h) section 129,
- [^{F12}(ha) paragraph 9 of Schedule 6A,]
- (i) paragraph 3(4) of Schedule 7,
- [^{F13}(ia) paragraph 2(9) or 4(4) of Schedule 7A,]
- (j) paragraph 4 of Schedule 8,
- [^{F14}(ja) paragraph 4 of Schedule 8A,]
- (k) paragraph 3(4) of Schedule 11,
- (l) paragraph 4 of Schedule 13,
- (m) paragraph 2 of Schedule 14, or
- (n) paragraph 3(4) of Schedule 15;

and no such order shall be made (whether alone or with other provisions) unless a draft of the statutory instrument containing the order has been laid before, and approved by a resolution of, each House of Parliament.

- [^{F15}(4A) An order under paragraph 16 of Schedule 19C that contains—
 - (a) provision made by virtue of paragraph 1(1), (2), (3), (4) or (5), paragraph 5(1), (2), (3) or (4), paragraph 10(2)(b) or (3)(b) or paragraph 15(1)(a) of that Schedule, or
 - (b) provision amending an Act,
 shall not be made unless a draft of the statutory instrument containing the order has been laid before, and approved by a resolution of, each House of Parliament; and subsection (2) does not apply to such an order.]
- [^{F16}(4B) Subject to subsections (4C) and (4D), any order or regulations made under this Act by the Scottish Ministers shall be subject to the negative procedure (see section 28 of the Interpretation and Legislative Reform (Scotland) Act 2010).
 - (4C) Subsection (4B) does not apply to an order falling within subsection [^{F17}(3)(a) or (b)].
 - (4D) Subsection (4B) does not apply to an order falling within subsection (4), and any such order made by the Scottish Ministers shall be subject to the affirmative procedure (see section 29 of the Interpretation and Legislative Reform (Scotland) Act 2010).]
- (5) Any order or regulations made by the Secretary of State [^{F18}or the Scottish Ministers] under this Act may—
 - (a) contain such consequential, incidental, supplementary or transitional provisions or savings (including provisions amending, repealing or revoking enactments) as the Secretary of State [^{F18}or the Scottish Ministers] considers appropriate; and
 - (b) make different provision for different cases.
- (6) Nothing in this Act shall be read as affecting the generality of subsection (5) (including that subsection as applied by section 19(9)).

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(7) Paragraphs 21 to 23 of Schedule 1 contain provisions relating to regulations made by the Commission.

Textual Amendments

- F1** Words in s. 156(2) substituted (1.12.2010) by [Political Parties and Elections Act 2009 \(c. 12\)](#), s. 43(1), [Sch. 6 para. 25](#); S.I. 2010/2866, art. 3(d)(g)
- F2** [S. 156\(3\)\(za\)](#) inserted (24.11.2022) by [Elections Act 2022 \(c. 37\)](#), [ss. 29\(2\)](#), 67(1); S.I. 2022/1226, reg. 2(c)
- F3** Words in s. 156(3)(a) repealed (1.4.2010) by [Local Democracy, Economic Development and Construction Act 2009 \(c. 20\)](#), [ss. 146\(3\)](#), 148(3), [Sch. 7 Pt. 3](#); S.I. 2009/3318, art. 4(hh)
- F4** Word in s. 156(3) omitted (24.11.2022) by virtue of [Elections Act 2022 \(c. 37\)](#), [ss. 21\(2\)\(a\)](#), 67(1); S.I. 2022/1226, reg. 2(c)
- F5** [S. 156\(3\)\(aa\)](#) inserted (24.11.2022) by [Elections Act 2022 \(c. 37\)](#), [ss. 21\(2\)\(b\)](#), 67(1); S.I. 2022/1226, reg. 2(c)
- F6** [S. 156\(4\)\(a\)](#) repealed (1.4.2010) by [Local Democracy, Economic Development and Construction Act 2009 \(c. 20\)](#), [ss. 146\(3\)](#), 148(3), [Sch. 7 Pt. 3](#); S.I. 2009/3318, art. 4(hh)
- F7** [S. 156\(4\)\(ca\)](#) inserted (1.11.2007) by [Northern Ireland \(Miscellaneous Provisions\) Act 2006 \(c. 33\)](#), [ss. 10\(2\)\(b\)](#), [13\(1\)](#), 31(2)
- F8** [S. 156\(4\)\(d\)](#) repealed (25.9.2006) by [Northern Ireland \(Miscellaneous Provisions\) Act 2006 \(c. 33\)](#), [ss. 10\(2\)\(a\)](#), 11(8)(a)(iii), 30(2), 31(2)(4), [Sch. 5](#)
- F9** [S. 156\(4\)\(da\)-\(dc\)](#) inserted (11.9.2006 for E.W.S. for certain purposes, 1.7.2008 for N.I. and otherwise prosp.) by [Electoral Administration Act 2006 \(c. 22\)](#), [ss. 61\(4\)\(a\)](#), 77(2); S.I. 2006/1972, [art. 3](#), [Sch. 1 para. 20\(a\)](#) (subject to [art. 4](#), [Sch. 2](#)) (as substituted by S.I. 2006/2268, art. 3); S.I. 2008/1656, [art. 2](#) (subject to [art. 3](#), [Sch. 1](#))
- F10** [S. 156\(4\)\(dd\)](#) inserted (1.7.2008) by [The Electoral Administration Act 2006 \(Regulation of Loans etc: Northern Ireland\) Order 2008 \(S.I. 2008/1319\)](#), [arts. 1\(2\)](#), [4\(1\)](#)
- F11** [S. 156\(4\)\(de\)](#) inserted (24.11.2022) by [Elections Act 2022 \(c. 37\)](#), [ss. 27\(2\)](#), 67(1); S.I. 2022/1226, reg. 2(c)
- F12** [S. 156\(4\)\(ha\)](#) inserted (11.9.2006 for E.W.S. for certain purposes, 1.7.2008 for N.I. and otherwise prosp.) by [Electoral Administration Act 2006 \(c. 22\)](#), [ss. 61\(4\)\(b\)](#), 77(2); S.I. 2006/1972, [art. 3](#), [Sch. 1 para. 20\(a\)](#) (subject to [art. 4](#), [Sch. 2](#)) (as substituted by S.I. 2006/2268, art. 3); S.I. 2008/1656, [art. 2](#) (subject to [art. 3](#), [Sch. 1](#))
- F13** [S. 156\(4\)\(ia\)](#) inserted (11.9.2006 for E.W.S. for certain purposes, 1.7.2008 for N.I. and otherwise prosp.) by [Electoral Administration Act 2006 \(c. 22\)](#), [ss. 61\(7\)](#), 77(2), [Sch. 1 para. 100](#); S.I. 2006/1972, [art. 3](#), [Sch. 1 paras. 20\(a\)](#), 25(m)(i) (subject to [art. 4](#), [Sch. 2](#)) (as amended by 2006/2268, art. 4); S.I. 2008/1656, [art. 2](#) (subject to [art. 3](#), [Sch. 1](#))
- F14** [S. 156\(4\)\(ja\)](#) inserted (30.1.2014) by [Transparency of Lobbying, Non-Party Campaigning and Trade Union Administration Act 2014 \(c. 4\)](#), [ss. 26\(13\)](#), 45(3)(b) (with s. 46(1)(2))
- F15** [S. 156\(4A\)](#) inserted (1.12.2010) by [Political Parties and Elections Act 2009 \(c. 12\)](#), [ss. 3\(4\)](#), 43(1); S.I. 2010/2866, [art. 3\(c\)](#) (with [art. 6](#))
- F16** [S. 156\(4B\)-\(4D\)](#) inserted (18.5.2017) by [Scotland Act 2016 \(c. 11\)](#), [ss. 7\(12\)](#), 72(4)(a); S.I. 2017/608, reg. 2(1)(e)
- F17** Words in s. 156(4C) substituted (24.11.2022) by [Elections Act 2022 \(c. 37\)](#), [ss. 21\(3\)](#), 67(1); S.I. 2022/1226, reg. 2(c)
- F18** Words in s. 156(5) inserted (18.5.2017) by [Scotland Act 2016 \(c. 11\)](#), [ss. 7\(13\)](#), 72(4)(a); S.I. 2017/608, reg. 2(1)(e)

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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):

- s. 2(2A) inserted by [2022 c. 37 s. 18\(1\)](#)
- s. 4A-4E and cross-heading inserted by [2022 c. 37 s. 16](#)
- s. 8(3)(d) inserted by [2011 c. 13 Sch. 10 para. 12](#)
- s. 13ZA and cross-heading inserted by [2022 c. 37 s. 17\(1\)](#)
- s. 54(1)(aa) inserted by [2009 c. 12 s. 9\(1\)](#)
- s. 54(1)(aa) substituted by [2009 c. 12 s. 10\(1\)](#)
- s. 54(2ZA)-(2ZC) inserted by [2009 c. 12 s. 10\(3\)](#)
- s. 56(1A) inserted by [2009 c. 12 s. 10\(5\)](#)
- s. 56(2)(aa) inserted by [2009 c. 12 s. 9\(3\)\(b\)](#)
- s. 56(3B) inserted by [2009 c. 12 s. 9\(4\)](#)
- s. 71H(3ZA) inserted by [2009 c. 12 Sch. 6 para. 19](#)
- s. 71L(9A) inserted by [2009 c. 12 s. 11\(2\)](#)
- Sch. 1 para. 2(1) Sch. 1 para. 2 renumbered as Sch. 1 para. 2(1) by [2022 c. 37 s. 19\(2\)](#)
- Sch. 1 para. 2(2) inserted by [2022 c. 37 s. 19\(4\)](#)
- Sch. 1 para. 2(1) words inserted by [2022 c. 37 s. 19\(3\)\(a\)](#)
- Sch. 1 para. 2(1) words omitted by [2022 c. 37 s. 19\(3\)\(b\)](#)
- Sch. 2 para. 2(1A) inserted by [2022 c. 37 s. 18\(2\)](#)
- Sch. 2 para. 4 and cross-heading inserted by [2022 c. 37 s. 17\(2\)](#)
- Sch. 7 para. 6(1)(aa) inserted by [2009 c. 12 Sch. 3 para. 1\(1\)](#)
- Sch. 7 para. 8(1A) inserted by [2009 c. 12 Sch. 4 para. 2](#)
- Sch. 7 para. 10(5)(aa) inserted by [2009 c. 12 Sch. 3 para. 2\(5\)\(b\)](#)
- Sch. 7 para. 6(1)(aa) substituted by [2009 c. 12 Sch. 4 para. 1\(1\)](#)
- Sch. 7 para. 10(5)(aa) words inserted by [2009 c. 12 Sch. 4 para. 3\(3\)](#)
- Sch. 7A para. 8(9A) inserted by [2009 c. 12 s. 11\(5\)](#)
- Sch. 7A para. 9(10)(ba) inserted by [2009 c. 12 s. 11\(6\)\(b\)](#)
- Sch. 11 para. 4(3) inserted by [2009 c. 12 Sch. 6 para. 29\(2\)](#)
- Sch. 11 para. 6(1)(aa) inserted by [2009 c. 12 Sch. 3 para. 4\(1\)](#)
- Sch. 11 para. 7(2)(aa) inserted by [2009 c. 12 Sch. 4 para. 5](#)
- Sch. 11 para. 6(1)(aa) substituted by [2009 c. 12 Sch. 4 para. 4\(1\)](#)
- Sch. 11 para. 4(3) words inserted by [2009 c. 12 Sch. 6 para. 29\(3\)](#)
- Sch. 15 para. 4(3)(4) inserted by [2009 c. 12 Sch. 6 para. 30\(2\)\(b\)](#)
- Sch. 15 para. 6(1)(aa) inserted by [2009 c. 12 Sch. 3 para. 7\(1\)](#)
- Sch. 15 para. 7(2)(aa) inserted by [2009 c. 12 Sch. 4 para. 8](#)
- Sch. 15 para. 6(1)(aa) substituted by [2009 c. 12 Sch. 4 para. 7\(1\)](#)
- Sch. 15 para. 4(3) words inserted by [2009 c. 12 Sch. 6 para. 30\(3\)](#)