
*Changes to legislation: There are currently no known outstanding effects for the
Levelling-up and Regeneration Act 2023, Paragraph 5. (See end of Document for details)*

SCHEDULES

SCHEDULE 24

REGULATIONS UNDER CHAPTER 1 OF PART 3 OR PART 6: FORM AND SCRUTINY

PART 2

SCRUTINY OF REGULATIONS

Scrutiny of regulations made by the Secretary of State and devolved authority acting jointly

- 5 (1) This paragraph applies to regulations of the Secretary of State acting jointly with a devolved authority which contain provision (whether alone or with other provision) under—
- (a) section 152 or 153;
 - (b) section 154 other than provision, made on the second or subsequent exercise of a power in that section, for—
 - (i) a description of consent, which is neither category 1 consent nor category 2 consent, to be either category 1 consent or category 2 consent, or
 - (ii) a description of consent which is category 2 consent to be category 1 consent;
 - (c) section 159(2) or 160.
- (2) The procedure provided for by sub-paragraph (3) applies in relation to regulations to which this paragraph applies as well as any other procedure provided for by this paragraph which is applicable in relation to the regulations concerned.
- (3) A statutory instrument which contains regulations to which this paragraph applies may not be made unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament.
- (4) Regulations to which this paragraph applies which are made jointly with the Scottish Ministers are subject to the affirmative procedure.
- (5) Section 29 of the Interpretation and Legislative Reform (Scotland) Act 2010 (affirmative procedure) applies in relation to regulations to which sub-paragraph (4) applies as it applies in relation to devolved subordinate legislation (within the meaning of Part 2 of that Act) which is subject to the affirmative procedure (but as if references to a Scottish statutory instrument were references to a statutory instrument).
- (6) Section 32 of the Interpretation and Legislative Reform (Scotland) Act 2010 (laying) applies in relation to the laying before the Scottish Parliament of a statutory instrument containing regulations to which sub-paragraph (4) applies as it applies in relation to the laying before the Scottish Parliament of a Scottish statutory instrument (within the meaning of Part 2 of that Act).

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- (7) A statutory instrument containing regulations to which this paragraph applies which are made jointly with the Welsh Ministers may not be made unless a draft of the instrument has been laid before, and approved by a resolution of, Senedd Cymru.
- (8) Regulations to which this paragraph applies which are made jointly with a Northern Ireland department may not be made unless a draft of the regulations has been laid before, and approved by a resolution of, the Northern Ireland Assembly.

Commencement Information

II Sch. 24 para. 5 in force at Royal Assent, see [s. 255\(10\)\(a\)](#)

Changes to legislation:

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