



# Small Business, Enterprise and Employment Act 2015

## 2015 CHAPTER 26

### PART 2

#### REGULATORY REFORM

##### *Secondary legislation: duty to review*

#### **31 Section 28(2)(b): appropriateness of making provision for review**

- (1) This section applies for the purposes of section 28(2)(b).
- (2) The circumstances in which the Minister may determine that it is not appropriate to make provision for review include those in which—
  - (a) a review would be disproportionate taking into account the economic impact of the regulatory provision on the qualifying activity, and
  - (b) a review would be undesirable for particular policy reasons (such as there being an exceptionally high need for certainty in the longer term).
- (3) The Secretary of State may publish guidance about the factors to be taken into account in determining whether it is appropriate to make provision for review.
- (4) The Minister must have regard to any guidance.