



# Housing (Wales) Act 2014

2014 anaw 7

## PART 9

### MISCELLANEOUS AND GENERAL

#### *General*

#### **142 Orders and regulations**

- (1) A power to make an order or regulations under this Act is to be exercised by statutory instrument.
- (2) A power to make an order or regulations under this Act includes power—
  - (a) to make different provision for different cases or classes of case, different areas or different purposes;
  - (b) to make different provision generally or subject to specified exemptions or exceptions or only in relation to specific cases or classes of case;
  - (c) to make such incidental, supplementary, consequential, transitory, transitional or saving provision as the person making the order or regulations considers appropriate.
- (3) A statutory instrument containing any of the following may not be made unless a draft of the instrument has been laid before, and approved by resolution of, the National Assembly for Wales—
  - (a) in Part 1—
    - (i) an order made under section 2(1)(c), 3, 5(f), 6(3), 7(4), 8(f), 10(4)(d), 12(3)(d), 14(3), 20(7) or 29(5);
    - (ii) regulations made under section 19(2);
  - (b) in Part 2—
    - (i) an order made under section 57(4), 59(3), 72, 80(5)(b)(i), 80(8) or 81(4);
    - (ii) regulations made under section 78(1) or 86(1) and regulations made by the Welsh Ministers under paragraph 1 of Schedule 2;

*Status: Point in time view as at 01/04/2016. This version of this cross heading contains provisions that are prospective.*

*Changes to legislation: There are currently no known outstanding effects for the Housing (Wales) Act 2014, Cross Heading: General. (See end of Document for details)*

- (c) in Part 3, an order made under section 101 or 109;
  - (d) in this Part, regulations made under section 144 which amend or repeal any provision of an Act of Parliament or a Measure or Act of the National Assembly for Wales.
- (4) Any other statutory instrument containing an order or regulations made by the Welsh Ministers under this Act other than an order made under section 40(7) is subject to annulment in pursuance of a resolution of the National Assembly for Wales.
- (5) A statutory instrument containing an order made under section 80(5)(b)(ii) may not be made unless a draft of the instrument has been laid before, and approved by resolution of—
- (a) each House of Parliament, and
  - (b) the National Assembly for Wales.
- (6) A statutory instrument containing regulations made by the Secretary of State under paragraph 1 of Schedule 2 may not be made unless a draft of the instrument has been laid before, and approved by resolution of, each House of Parliament.
- (7) This section does not apply to an order made under section 145 (commencement).

### **143 Meaning of local housing authority**

In this Act “local housing authority” means the council of a county or county borough in Wales, and it has an extended meaning for the purposes of Part 2 (see section 99).

PROSPECTIVE

### **144 Power to make consequential and transitional provision etc**

- (1) If the Welsh Ministers consider it necessary or expedient for the purpose of, or in consequence of, giving full effect to any provision of this Act, they may by regulations make—
- (a) any supplementary, incidental or consequential provision, and
  - (b) any transitional or saving provision.
- (2) Regulations under this section may (among other things) amend, repeal or revoke any enactment.
- (3) In this section “enactment” means an enactment (whenever enacted or made) comprised in, or in an instrument made under—
- (a) an Act of Parliament,
  - (b) a Measure or an Act of the National Assembly for Wales (including a provision of this Act).

### **145 Commencement**

- (1) The following provisions come into force on the day on which this Act receives Royal Assent—
- (a) section 142;
  - (b) section 143;

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- (c) this section;
  - (d) section 146.
- (2) Sections 132 to 136 in Part 5 (Housing Finance) come into force after the end of the period of 2 months beginning with the day on which this Act receives Royal Assent.
- (3) The remaining provisions of this Act are to come into force on a day appointed by the Welsh Ministers in an order made by statutory instrument.
- (4) An order under this section may—
- (a) appoint different days for different purposes;
  - (b) include such transitory, transitional or saving provision as the Welsh Ministers consider appropriate.

#### **146 Short title**

The short title of this Act is the Housing (Wales) Act 2014.

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