



2022 CHAPTER 31

PART 6

Supplementary

*Regulation-making powers: restrictions and considerations*

**Regulations that amend or add an emissions target or amend a carbon budget**

**54.—**(1) This section applies in relation to the making of regulations, under any provision of this Act, that—

- (a) amend an emissions target or add a new target in relation to emissions, or
- (b) amend a carbon budget.

(2) The Department may make such regulations only if—

- (a) it is satisfied that it is appropriate to do so as a result of significant developments in one or more of the following matters—
  - (i) United Kingdom or international law or policy relating to climate change;
  - (ii) scientific knowledge about climate change;
  - (iii) technology relevant to climate change; or
- (b) the provision made by the regulations—
  - (i) has been recommended by the Committee on Climate Change, or
  - (ii) is not substantially different from provision that has been recommended by the Committee.

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*Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.*

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(3) When making such regulations, the Department must have regard to the following matters—

- (a) United Kingdom and international law or policy relating to climate change,
- (b) scientific knowledge about climate change,
- (c) technology relevant to climate change, and
- (d) the views of the Northern Ireland Climate Commissioner and the Just Transition Commission.

(4) But if the Department is satisfied that it is appropriate to make the regulations as a result of significant developments in a matter listed in subsection (2)(a) the Department is not also required by subsection (3) to have separate regard to that matter.