



Local Government Act 2000

2000 CHAPTER 22

PART VI

SUPPLEMENTAL

105 Orders and regulations.

- (1) Any power to make an order or regulations under this Act is exercisable by statutory instrument.
- (2) Any order or regulations under this Act—
 - (a) may contain such incidental, consequential, transitional or supplemental provision or savings as the Secretary of State considers necessary or expedient,
 - (b) may make different provision for different cases, authorities or descriptions of authority.
- (3) The provision which may be made under subsection (2) includes provision modifying any enactment (whenever passed or made).
- (4) The power under subsection (3) to modify an enactment is a power—
 - (a) to apply that enactment with or without modifications,
 - (b) to extend, disapply or amend that enactment, or
 - (c) to repeal or revoke that enactment with or without savings.
- (5) Subject to subsections (6) and (7), a statutory instrument which contains an order or regulations under this Act is to be subject to annulment in pursuance of a resolution of either House of Parliament.
- (6) A statutory instrument which contains an order under section 3(3), 5, 6, 49 or 101, or regulations under section 11(5), 31(1)(b), 32, 44 or 45, is not to be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.

Status: Point in time view as at 28/09/2000. This version of this provision has been superseded.

Changes to legislation: Local Government Act 2000, Section 105 is up to date with all changes known to be in force on or before 11 August 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)

- (7) Subsection (5) does not apply to a statutory instrument which contains an order under section 108.
- (8) In this section “enactment” includes an enactment contained in a local Act or comprised in subordinate legislation (within the meaning of the ^{M1}Interpretation Act 1978).

Marginal Citations

M1 1978 c. 30.

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