

## **EXPLANATORY NOTES**

### **REGULATORY REFORM ACT 2001**

#### **INTRODUCTION**

#### **SUMMARY**

#### **PRE-LEGISLATIVE SCRUTINY**

#### **BACKGROUND**

**The previous deregulation order-making power**

**Transition to the 2001 Act**

**Order-making process**

**Aspects of the Regulatory Reform Order-making power**

**The policy on enforcement**

**The Enforcement Concordat**

**Enforcement Provisions in the Act**

**Assessment of Impact of Orders**

#### **THE ACT**

#### **COMMENTARY ON SECTIONS**

Section 1: Power by order to make provision reforming law which imposes burdens

**“...by order make provision for the purpose of reforming legislation...”**

**“...make provision for the purpose of reforming legislation which has the effect of imposing burdens...”**

**“...make provision for the purpose of reforming legislation which has the effect of imposing burdens affecting persons in the carrying on of any activity”.**

**“...make provision for the purpose of reforming legislation which has the effect of imposing burdens affecting persons in the carrying on of any activity, with a view to one or more of the following objects”**

Section 2: Meaning of “burden” and related expressions

Section 3: Limitations on the order-making power

Section 4: Statutory instrument procedure

Section 5: Preliminary consultation

Section 6: Document to be laid before Parliament

Section 7: Representations made in confidence or containing damaging information

Section 8: Parliamentary consideration of proposals

Section 9: Codes relating to enforcement of regulatory requirements

Section 10: Making of codes of practice by designated Minister

Section 11: Making of codes of practice by National Assembly for Wales

Section 12: Repeals and savings

Section 13: Consequential amendments

Section 14: Interpretation

Section 15: Short title and extent

## **COMMENCEMENT**

## **HANSARD REFERENCES**

## **ANNEX A STANDING ORDERS RELATING TO REGULATORY REFORM ORDERS**

## **ANNEX B LIST OF DEREGULATION ORDERS**

## **ANNEX C GOVERNMENT COMMITMENTS**

## **ANNEX D LIST OF POTENTIAL REGULATORY REFORM ORDERS**

## **ANNEX E ADVICE TO DEPARTMENTS**

## **ANNEX F OVERVIEW OF PROCEDURAL AND LEGAL SAFEGUARDS**

## **ANNEX G TEXT OF THE ENFORCEMENT CONCORDAT**

## **ANNEX H REGULATORY REFORM ORDER-MAKING: INITIAL CHECK ON VIRES**

## **ANNEX I REGULATORY REFORM ORDER-MAKING: CONSULTATION AND COMMITTEE SCRUTINY**

## **ANNEX J REGULATORY REFORM ORDER-MAKING: PARLIAMENTARY CONSIDERATION**

## **ANNEX K REGULATORY REFORM PROPOSALS AND ORDERS - PARLIAMENTARY CONSIDERATION**

## **ANNEX L: COMPLIANCE WITH HUMAN RIGHTS OBLIGATIONS**