



Domestic Violence, Crime and Victims Act 2004

2004 CHAPTER 28

PART 4

SUPPLEMENTARY

61 Orders

- (1) An order under this Act—
 - (a) may make different provision for different purposes;
 - (b) may include supplementary, incidental, saving or transitional provisions.
- (2) Any power [^{F1}of the Secretary of State] to make an order under this Act is exercisable by statutory instrument.
- (3) A statutory instrument containing an order under section 9(6) or 33(7) is subject to annulment in pursuance of a resolution of either House of Parliament.
- (4) No order may be made under section 14(5), 53(4) or 54(4) unless a draft of the order has been laid before Parliament and approved by a resolution of each House.
- [^{F2}(5) Any power of the Department of Justice in Northern Ireland to make an order under this Act is exercisable by statutory rule for the purposes of the Statutory Rules (Northern Ireland) Order 1979 ^{M1}.
- (6) An order made by the Department of Justice is subject to negative resolution (within the meaning of section 41(6) of the Interpretation Act (Northern Ireland) 1954 ^{M2}.)]

Textual Amendments

- F1** Words in s. 61(2) inserted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010](#) (S.I. 2010/976), arts. 1(2), 12, [Sch. 14 para. 88\(2\)](#) (with arts. 28-31); S.I. 2010/977, art. 1(2)

Changes to legislation: Domestic Violence, Crime and Victims Act 2004, Section 61 is up to date with all changes known to be in force on or before 24 July 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) [View outstanding changes](#)

F2 S. 61(5)(6) inserted (12.4.2010) by The Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), arts. 1(2), 12, **Sch. 14 para. 88(3)** (with arts. 28-31); S.I. 2010/977, art. 1(2)

Marginal Citations

M1 S.I. 1979/1573 (N.I. 12).

M2 1954 c. 33 (N.I.).

Changes to legislation:

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Changes and effects yet to be applied to :

- s. 61(3) word substituted by [2024 c. 21 s. 19\(4\)](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 8A and cross-heading inserted by [2024 c. 21 s. 19\(2\)](#)
- s. 37ZA inserted by [2024 c. 21 s. 21\(3\)](#)
- s. 49(4A) inserted by [2024 c. 21 s. 22\(2\)\(c\)](#)
- s. 49(5A) inserted by [2024 c. 21 s. 22\(2\)\(d\)](#)
- s. 49A inserted by [2024 c. 21 s. 22\(3\)](#)
- s. 51A inserted by [2024 c. 21 s. 22\(4\)](#)
- Sch. 9 para. 26A inserted by [2015 c. 2 Sch. 3 para. 12](#)
- Sch. 9 para. 11A inserted by [2024 c. 21 s. 22\(5\)\(b\)](#)
- Sch. 9 para. 16A inserted by [2024 c. 21 s. 22\(5\)\(c\)](#)
- Sch. 9 para. 29A-29C inserted by [2024 c. 21 s. 22\(5\)\(d\)](#)