

SCHEDULES

SCHEDULE 4

POWERS IN CONNECTION WITH FEES AND CHARGES

PART 1

CHARGING IN CONNECTION WITH CERTAIN NEW FUNCTIONS

Requirements for consent

- 3 (1) A Minister of the Crown may only make regulations under paragraph 1 with the consent of the Treasury.
- (2) A devolved authority may only make regulations under paragraph 1 with the consent of a Minister of the Crown if—
- (a) the relevant function is a function of a Minister of the Crown, or
 - (b) the public authority that has the relevant function—
 - (i) in the case of the Scottish Ministers, has any functions that can be exercised otherwise than in or as regards Scotland,
 - (ii) in the case of the Welsh Ministers, has any functions that can be exercised otherwise than in relation to Wales or the Welsh zone, or
 - (iii) in the case of a Northern Ireland department, has any functions that can be exercised otherwise than in or as regards Northern Ireland and is not an implementation body.
- (3) In sub-paragraph (2)(b)(iii) “implementation body” has the same meaning as in section 55 of the Northern Ireland Act 1998 (see subsection (3) of that section).