



Professional Qualifications Act 2022

2022 CHAPTER 20

Regulations

16 Authority by whom regulations may be made

- (1) In this Act “appropriate national authority” means the Secretary of State or the Lord Chancellor, subject as follows.
- (2) The Welsh Ministers are also an appropriate national authority in relation to regulations under this Act which contain only provision which would be within the legislative competence of Senedd Cymru if contained in an Act of the Senedd (ignoring any requirement for the consent of a Minister of the Crown).
- (3) The Scottish Ministers are also an appropriate national authority in relation to regulations under this Act which contain only provision which would be within the legislative competence of the Scottish Parliament if contained in an Act of that Parliament.
- (4) A Northern Ireland department is also an appropriate national authority in relation to regulations under this Act which contain only provision which, if contained in an Act of the Northern Ireland Assembly—
 - (a) would be within the legislative competence of the Assembly, and
 - (b) would not require the consent of the Secretary of State.
- (5) The consent of a Minister of the Crown is required before any provision is made by the Welsh Ministers in regulations under this Act so far as that provision, if contained in an Act of Senedd Cymru, would require the consent of a Minister of the Crown.
- (6) In this section “Minister of the Crown” has the same meaning as in the Ministers of the Crown Act 1975.
- (7) In Schedule 7B to the Government of Wales Act 2006 (general restrictions on legislative competence of Senedd Cymru) in paragraph 11(6)(b) (exceptions to restrictions relating to Ministers of the Crown)—
 - (a) omit the “or” at the end of paragraph (vii), and
 - (b) after paragraph (viii) insert “; or

Changes to legislation: There are currently no known outstanding effects for the Professional Qualifications Act 2022, Section 16. (See end of Document for details)

(ix) the Professional Qualifications Act 2022”.

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Commencement Information

11 S. 16 in force at Royal Assent, see [s. 21\(1\)\(f\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Professional Qualifications Act 2022, Section 16.