



Judicial Review and Courts Act 2022

2022 CHAPTER 35

PART 3

FINAL PROVISIONS

49 Regulations

- (1) Regulations under this Act are to be made by statutory instrument.
- (2) A power to make regulations under this Act includes power to make—
 - (a) incidental, transitional or saving provision;
 - (b) different provision for different purposes or for different areas.

This subsection does not apply in relation to section 51 (but see subsections (5) and (6) of that section).

- (3) Where regulations under this Act are subject to “affirmative resolution procedure”, a statutory instrument containing the regulations (whether alone or with other provision) may not be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.
- (4) Where regulations under this Act are subject to “negative resolution procedure”, a statutory instrument containing the regulations is subject to annulment in pursuance of a resolution of either House of Parliament.
- (5) But regulations under this Act are not subject to negative resolution procedure (notwithstanding any other provision of this Act) if a draft of the statutory instrument containing them has been laid before and approved by a resolution of each House of Parliament.