
STATUTORY INSTRUMENTS

2005 No. 1117

The Special Educational Needs and
Disability (Northern Ireland) Order 2005

PART IV

SUPPLEMENTARY

Regulations and orders

49.—(1) Subject to paragraph (3), regulations and orders under this Order shall be subject to negative resolution.

(2) Paragraph (3) applies to—

- (a) the first regulations to be made under each of paragraphs (1), (2) and (4) of Article 38;
- (b) regulations under Article 38(1),(2) or (4) that amend Part III or the 1995 Act;
- (c) regulations under Article 38(1) that make provision as to remedies.

(3) No regulations to which this paragraph applies shall be made unless a draft of the regulations has been laid before, and approved by a resolution of, the Assembly

(4) Any power under this Order to make regulations or orders includes power—

- (a) to make incidental, supplemental, consequential or transitional provision and savings; and
- (b) to provide for a person to exercise a discretion in dealing with any matter.

Changes to legislation:

The Special Educational Needs and Disability (Northern Ireland) Order 2005, Section 49 is up to date with all changes known to be in force on or before 28 December 2022. 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.

[View outstanding changes](#)

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

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

- art. 22(1)(i)-(ii) substituted for words by [2016 c. 8 \(N.I.\) s. 12\(1\)](#)