



Criminal Justice and Courts Services Act 2000

2000 CHAPTER 43

PART IV

GENERAL AND SUPPLEMENTARY

CHAPTER II

SUPPLEMENTARY

76 Subordinate legislation

- (1) This section applies to any power conferred by this Act on the Lord Chancellor or the Secretary of State to make regulations, rules or an order.
- (2) The power, unless it is a power to make an order under section 19, 20 or 23, shall be exercisable by statutory instrument.
- (3) The power may be exercised so as to make different provision for different purposes or different areas.
- (4) The power includes power to make—
 - (a) any supplementary, incidental or consequential provision, and
 - (b) any transitory, transitional or saving provision,which the Minister exercising the power considers necessary or expedient.
- (5) An order—
 - (a) making any provision by virtue of section 10, 26(2), 36(15), 57(5) or 70(2), or
 - (b) making any provision by virtue of section 77(2) which adds to, replaces or omits any part of the text of an Act,may only be made if a draft of the statutory instrument containing the order has been laid before and approved by resolution of each House of Parliament.

Status: *This is the original version (as it was originally enacted).*

- (6) Any other statutory instrument made in exercise of a power to which this section applies shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (7) Subsection (6) does not apply to a statutory instrument containing an order—
 - (a) revoking an order made by virtue of section 10, or
 - (b) made by virtue only of section 80.