

RECALL OF MPS ACT 2015

EXPLANATORY NOTES

COMMENTARY ON SECTIONS (AND SCHEDULES)

Section 21: Regulations

119. *Section 21* makes further provision in relation to the regulations that can be made under powers given by the Act and sets out the procedure to be followed in making them. The regulations are to be made by statutory instrument (*subsection (1)*) save for regulations relating to the petition officer's accounts or the form of a recall petition return (*subsection (2)*) and regulations relating to commencement (which are required to be made by statutory instrument under section 24) (*subsection (9)*). The regulations may make consequential, supplementary, incidental, transitional or saving provision (*subsection (3)*), including, in the case of regulations made under section 18, amending any legislation apart from the Recall of MPs Act itself (*subsection (4)*).
120. *Subsection (5)* applies section 26 of the Welsh Language Act 1993 to regulations made under this Act in the same way as it applies to Acts of Parliament. The effect is that where regulations under the Act specify a form of words to be used, in a form, a power is given for the appropriate Minister to make an order that prescribes the form of words in Welsh.
121. *Subsection (7)* provides that provisions that may be made by regulations under the Act for which no Parliamentary procedure is required may be included in regulations that are subject to the affirmative or negative resolution procedures. Those subject to the negative resolution procedure may be included in regulations subject to affirmative resolution procedure (*subsection (8)*).