



Statutory Instruments Act 1946

1946 CHAPTER 36 9 and 10 Geo 6

6 Statutory Instruments of which drafts are to be laid before Parliament.

- (1) Where by this Act or any Act passed after the commencement of this Act it is provided that a draft of any statutory instrument shall be laid before Parliament, but the Act does not prohibit the making of the instrument without the approval of Parliament, then, in the case of an Order in Council the draft shall not be submitted to His Majesty in Council, and in any other case the statutory instrument shall not be made, until after the expiration of a period of forty days beginning with the day on which a copy of the draft is laid before each House of Parliament, or, if such copies are laid on different days, with the later of the two days, and if within that period either House resolves that the draft be not submitted to His Majesty or that the statutory instrument be not made, as the case may be, no further proceedings shall be taken thereon, but without prejudice to the laying before Parliament of a new draft.
- (2) Where any Act passed before the date of the commencement of this Act contains provisions requiring that a draft of any Order in Council or other document to be made in exercise of any power conferred by that or any other Act shall be laid before Parliament before being submitted to His Majesty, or before being made, as the case may be, and that it shall not be so submitted or made if within a specified period either House presents an address to His Majesty or passes a resolution to that effect, then, subject to the provisions of any Order in Council made under this Act, a draft of any statutory instrument made in exercise of the said power shall by virtue of this Act be laid before Parliament and the provisions of the last foregoing subsection shall apply thereto accordingly in substitution for any such provisions as aforesaid contained in the Act passed before the said date.

Modifications etc. (not altering text)

- C1 S. 6 excluded by [National Savings Bank Act 1971 \(c. 29\), s. 26\(4\)](#); applied by [Endowments and Glebe Measure 1976 \(No. 4\), s. 4\(1\), Sch. 1 para. 5\(1\)](#)
- C2 S. 6 excluded (1.7.1999) by [S.I. 1999/1096, art. 3\(2\)](#); [S.I. 1998/3178](#)
- C3 S. 6(1) excluded (W.) (16.5.2011) by [Rights of Children and Young Persons \(Wales\) Measure 2011 \(nawm 2\), ss. 10\(5\), 11](#)

Changes to legislation: There are currently no known outstanding effects for the Statutory Instruments Act 1946, Section 6. (See end of Document for details)

- C4** S. 6(1) excluded (26.6.2018) by European Union (Withdrawal) Act 2018 (c. 16), s. 25(1)(e), **Sch. 7 para. 17(13)** (with s. 19, Sch. 8 para. 37)
- C5** S. 6(1) excluded (26.6.2018) by European Union (Withdrawal) Act 2018 (c. 16), s. 25(1)(e), **Sch. 7 para. 3(13)** (with s. 19, Sch. 8 para. 37)
- C6** S. 6(1) excluded (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), s. 40(6)(e), **Sch. 5 para. 8(13)** (with Sch. 5 paras. 8(12), 14(8))
- C7** S. 6(1) excluded (31.12.2020) by European Union (Future Relationship) Act 2020 (c. 29), s. 40(6)(e), **Sch. 5 para. 9(8)** (with Sch. 5 paras. 9(7), 16(8))
- C8** S. 6(1) excluded (29.6.2023) by Retained EU Law (Revocation and Reform) Act 2023 (c. 28), s. 22(1)(e), Sch. 5 paras. 6(13), **9(8)**

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There are currently no known outstanding effects for the Statutory Instruments Act 1946, Section 6.