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STATUTORY INSTRUMENTS

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**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.

**Amendments and repeals**

**50.**—(1) Schedule 5 makes minor and consequential amendments.

(2) The repeals set out in Schedule 6 have effect.