



Housing Act 2004

2004 CHAPTER 34

PART 7

SUPPLEMENTARY AND FINAL PROVISIONS

Other supplementary provisions

250 Orders and regulations

- (1) Any power of the Secretary of State or the National Assembly for Wales to make an order or regulations under this Act is exercisable by statutory instrument.
- (2) Any power of the Secretary of State or the National Assembly for Wales to make an order or regulations under this Act—
 - (a) may be exercised so as to make different provision for different cases or descriptions of case or different purposes or areas; and
 - (b) includes power to make such incidental, supplementary, consequential, transitory, transitional or saving provision as the Secretary of State or (as the case may be) the National Assembly for Wales considers appropriate.

^{F1}(3)

- (4) Subject to subsections (5) and (6), any order or regulations made by the Secretary of State under this Act are to be subject to annulment in pursuance of a resolution of either House of Parliament.
- (5) Subsection (4) does not apply to any order under section 270 or paragraph 3 of Schedule 10.
- (6) Subsection (4) also does not apply to—
 - (a) any order under section 55(3) which makes the provision authorised by section 55(4),
 - (b) any order under section 80(5) or (7),
 - ^{F2}(ba) regulations under section 212A,]

Changes to legislation: *Housing Act 2004, Section 250 is up to date with all changes known to be in force on or before 15 August 2023. 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. (See end of Document for details) View outstanding changes*

- (c) any order under section 216 or 229(3),
- [^{F3}(ca) regulations under section 237,]
- (d) any order under section 265(2) which modifies any provision of an Act,
- (e) any regulations under section 254(6),
- (f) any regulations under paragraph 3 of Schedule 4 or orders under paragraph 11 of Schedule 10, or
- (g) any regulations made by virtue of paragraph 11(3)(b) or 12(3)(b) of Schedule 13;

and no such order or regulations may be made by the Secretary of State (whether alone or with other provisions) unless a draft of the statutory instrument containing the order or regulations has been laid before, and approved by a resolution of, each House of Parliament.

- (7) In this Act “modify”, in the context of a power to modify an enactment by order or regulations, includes repeal (and “modifications” has a corresponding meaning).

Textual Amendments

- F1** S. 250(3) repealed (15.1.2012) by [Localism Act 2011 \(c. 20\)](#), s. 240(1)(m), **Sch. 25 Pt. 29**
- F2** S. 250(6)(ba) inserted (6.4.2017) by [Housing and Planning Act 2016 \(c. 22\)](#), **ss. 128(4)**, 216(3); S.I. 2017/281, reg. 4(g)
- F3** S. 250(6)(ca) inserted (6.4.2017) by [Housing and Planning Act 2016 \(c. 22\)](#), **ss. 129(3)**, 216(3); S.I. 2017/281, reg. 4(g)

Changes to legislation:

Housing Act 2004, Section 250 is up to date with all changes known to be in force on or before 15 August 2023. 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 Act associated Parts and Chapters:

- Act savings and transitional provisions for amendments by S.I. 2022/1166 by [S.I. 2022/1172 Regulations](#)

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

- s. 66(1A) inserted by [2016 c. 22 s. 125\(3\)\(a\)](#)
- s. 66(3A)(3B) inserted by [2016 c. 22 s. 125\(3\)\(c\)](#)
- s. 89(1A) inserted by [2016 c. 22 s. 125\(6\)\(a\)](#)
- s. 89(3A)(3B) inserted by [2016 c. 22 s. 125\(6\)\(c\)](#)
- s. 139(7A)(7B) inserted by [2016 c. 22 s. 127\(3\)](#)