



Civil Contingencies Act 2004

2004 CHAPTER 36

PART 2

EMERGENCY POWERS

25 Establishment of tribunal

- (1) Emergency regulations which establish a tribunal may not be made unless a senior Minister of the Crown has consulted the [F1Administrative Justice and Tribunals Council] .
- (2) But—
 - (a) a senior Minister of the Crown may disapply subsection (1) if necessary by reason of urgency,
 - (b) subsection (1) shall not apply where the [F1Administrative Justice and Tribunals Council] have consented to the establishment of the Tribunal, and
 - (c) a failure to satisfy subsection (1) shall not affect the validity of regulations.
- (3) Where the [F1Administrative Justice and Tribunals Council] are consulted by a senior Minister of the Crown under subsection (1)—
 - (a) the Council shall make a report to the Minister, and
 - (b) the Minister shall not make the emergency regulations to which the consultation relates before receiving the Council's report.
- (4) But—
 - (a) a senior Minister of the Crown may disapply subsection (3)(b) if necessary by reason of urgency, and
 - (b) a failure to comply with subsection (3)(b) shall not affect the validity of regulations.
- (5) Where a senior Minister of the Crown receives a report under subsection (3)(a) he shall lay before Parliament as soon as is reasonably practicable after the making of the regulations to which the report relates—
 - (a) a copy of the report,

Status: Point in time view as at 01/11/2007. This version of this provision has been superseded.

Changes to legislation: Civil Contingencies Act 2004, Section 25 is up to date with all changes known to be in force on or before 04 April 2024. 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)

- (b) a statement of the extent to which the regulations give effect to any recommendations in the report, and
 - (c) an explanation for any departure from recommendations in the report.
- (6) Where a senior Minister of the Crown makes emergency regulations without consulting the [^{F1}Administrative Justice and Tribunals Council](in reliance on subsection (2)(a))—
- (a) he shall consult the Council about the regulations as soon as reasonably practicable after they are made,
 - (b) the Council shall make a report to the Minister, and
 - (c) subsection (5) shall apply (with any necessary modifications).

Textual Amendments

- F1** Words in s. 25(1)(2)(b)(3)(6) substituted (1.11.2007) by [Tribunals, Courts and Enforcement Act 2007](#) (c. 15), ss. 48(1), 148, [Sch. 8 para. 61](#); S.I. 2007/2709, [art. 3\(b\)\(i\)](#)

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