



Children and Families Act 2014

2014 CHAPTER 6

PART 10

GENERAL PROVISIONS

135 Orders and regulations

- (1) A power to make an order or regulations under this Act is exercisable by statutory instrument.
- (2) A power to make an order or regulations under this Act includes power—
 - (a) to make different provision for different purposes (including different areas);
 - (b) to make provision generally or in relation to specific cases.
- (3) A power to make an order or regulations under this Act (except a power conferred by section 78(6), 137 or 139) includes power to make incidental, supplementary, consequential, transitional or transitory provision or savings.
- (4) Subject to subsection (5), a statutory instrument that contains an order or regulations made under this Act by the Secretary of State or the Lord Chancellor is subject to annulment in pursuance of a resolution of either House of Parliament.
- (5) Subsection (4) does not apply to—
 - (a) a statutory instrument containing an order under section 78(6), 137 or 139, or
 - (b) a statutory instrument to which subsection (6) applies.
- (6) A statutory instrument containing (whether alone or with other provision)—
 - (a) the first regulations to be made under section 49,
 - (b) an order under section 58(1) or 59(1),
 - (c) regulations under section 70(3),
 - (d) regulations under section 92 or 93,
 - (e) regulations under subsection (6), (8), (9) or (10) of section 94,
 - (f) regulations under subsection (11) of that section which amend, repeal or revoke any provision of an enactment within the meaning of that section, or

Status: This is the original version (as it was originally enacted).

- (g) an order under section 136 which amends or repeals any provision of primary legislation,

is not to be made unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament.

(7) “Primary legislation” means—

- (a) an Act of Parliament;
- (b) a Measure or Act of the National Assembly for Wales.