



# Technical and Further Education Act 2017

## 2017 CHAPTER 19

### PART 4

#### GENERAL

#### **42 Power to make transitional provision**

The Secretary of State may by regulations make transitional or saving provision in connection with the coming into force of any provision of this Act.

#### **43 Power to make consequential provision**

- (1) The Secretary of State may by regulations make provision that is consequential on any provision made by this Act.
- (2) Regulations under this section may amend, repeal or revoke any provision made by or under an Act passed before this Act or in the same Session.
- (3) Regulations under this section that repeal or amend a provision of an Act are subject to the affirmative resolution procedure.
- (4) Any other regulations under this section are subject to the negative resolution procedure.

#### **44 Regulations: general**

- (1) Regulations under this Act are to be made by statutory instrument.
- (2) Regulations under this Act may make—
  - (a) consequential, supplementary, incidental, transitional or saving provision;
  - (b) different provision for different purposes.

**45 Affirmative and negative resolution procedures**

- (1) Where regulations under this Act are subject to “the negative resolution procedure” the statutory instrument containing the regulations is subject to annulment in pursuance of a resolution of either House of Parliament.
- (2) Where regulations under this Act are subject to “the affirmative resolution procedure” the regulations may not be made unless a draft of the statutory instrument containing them has been laid before Parliament and approved by a resolution of each House of Parliament.
- (3) Any provision that may be included in an instrument under this Act subject to the negative resolution procedure may be made by regulations subject to the affirmative resolution procedure.

**46 Extent**

- (1) Any amendment or repeal made by this Act has the same extent as the enactment amended or repealed.
- (2) This Part and section 6 so far as it relates to section 426 of the Insolvency Act 1986 extend to—
  - (a) England and Wales,
  - (b) Scotland, and
  - (c) Northern Ireland.
- (3) Except as mentioned above, this Act extends to England and Wales only.

**47 Commencement**

- (1) This Part and paragraph 35 of Schedule 1 come into force on the day on which this Act is passed.
- (2) The other provisions of this Act come into force on such day as the Secretary of State may by regulations appoint.
- (3) Different days may be appointed for different purposes.

**48 Short title**

This Act may be cited as the Technical and Further Education Act 2017.