



# Corporate Insolvency and Governance Act 2020

## 2020 CHAPTER 12

*Power to amend corporate insolvency or governance legislation: Northern Ireland*

### **35 Procedure for regulations made by the Secretary of State**

- (1) Regulations made by the Secretary of State under sections 28 to 33 are to be made by statutory instrument.
- (2) A statutory instrument containing—
  - (a) regulations made under section 28 by the Secretary of State, other than one to which subsection (6)(a) applies, or
  - (b) regulations made under section 33 by the Secretary of State which make provision by amending an Act,must be laid before Parliament as soon as reasonably practicable after being made.
- (3) Regulations contained in a statutory instrument laid before Parliament by virtue of subsection (2) cease to have effect at the end of the period of 40 days beginning with the day on which the instrument is made, unless during that period the instrument is approved by a resolution of each House of Parliament.
- (4) In calculating the period of 40 days, no account is to be taken of any time during which—
  - (a) Parliament is dissolved or prorogued, or
  - (b) both Houses of Parliament are adjourned for more than 4 days.
- (5) Where regulations cease to have effect as a result of subsection (3) that does not—
  - (a) affect anything previously done under or by virtue of the regulations, or
  - (b) prevent the making of new regulations.
- (6) A statutory instrument containing—

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*Status: This is the original version (as it was originally enacted).*

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- (a) regulations made by the Secretary of State under section 28 which merely revoke other regulations under that section (with or without transitional provision), or
  - (b) regulations made by the Secretary of State under section 31(4),
- is subject to annulment in pursuance of a resolution of either House of Parliament.
- (7) Regulations under section 32(3) may not be made by the Secretary of State unless a draft of the statutory instrument containing them has been laid before, and approved by a resolution of, each House of Parliament.
- (8) A statutory instrument containing regulations made by the Secretary of State under section 33 which do not make provision by amending an Act is subject to annulment in pursuance of a resolution of either House of Parliament (unless the regulations were contained in a statutory instrument laid before Parliament by virtue of subsection (2)).