

SCHEDULES

SCHEDULE 8

POWERS TO MAKE FURTHER PROVISION: DEVOLVED AUTHORITIES

PART 2

WELSH MINISTERS

Procedural requirements

- 10 (1) Before making regulations under paragraph 6 or 8 the Welsh Ministers must consult—
- (a) the Secretary of State,
 - (b) the Scottish Ministers,
 - (c) the Northern Ireland department, and
 - (d) such other persons likely to be affected by the regulations as the Welsh Ministers consider appropriate.
- (2) Regulations under paragraph 6 or 8 are subject to the affirmative resolution procedure if they contain provision—
- (a) amending or repealing primary legislation;
 - (b) imposing fees;
 - (c) creating a criminal offence or increasing the penalty for, or widening the scope of, a criminal offence; or
 - (d) conferring functions on, modifying functions of, or otherwise relating to the regulation of—
 - (i) a producer organisation in the United Kingdom, or
 - (ii) an inter-branch organisation in the United Kingdom.
- (3) Subject to sub-paragraph (2) regulations under paragraph 6 or 8 are subject to the negative resolution procedure.