
STATUTORY INSTRUMENTS

2018 No. 1286

The Electricity and Gas (Powers to Make Subordinate Legislation) (Amendment) (EU Exit) Regulations 2018

PART 2

Amendments to retained direct EU legislation

CHAPTER 3

Amendment of REMIT

Insertion of new Article 21A: regulations

20. Before Article 22 insert—

“Article 21A

Regulations made by the Secretary of State

1. Any power to make regulations conferred on the Secretary of State by this Regulation is exercisable by statutory instrument.
2. Such regulations may—
 - (a) include supplementary, incidental, consequential, transitional, transitory or saving provision; and
 - (b) make different provision for different cases.
3. Before the Secretary of State makes regulations which apply to Northern Ireland, the Secretary of State must consult the Northern Ireland department.
4. A statutory instrument containing regulations made under this Regulation is subject to annulment in pursuance of a resolution of either House of Parliament.

Article 21B

Regulations made by the Northern Ireland department

1. Any power to make regulations conferred on the Northern Ireland department by this Regulation is exercisable by statutory rule for the purpose of the Statutory Rules (Northern Ireland) Order 1979.

2. Such regulations may—
 - (a) include incidental, supplemental, consequential and transitional provision; and
 - (b) make different provision for different cases.

3. Statutory rules containing regulations made under this Regulation are subject to negative resolution within the meaning of section 41(6) of the Interpretation Act (Northern Ireland) Act 1954 ^{M1} as if they were a statutory instrument within the meaning of that Act.”.

Commencement Information

- II** [Reg. 20](#) in force at 4.12.2018 for specified purposes and in force on IP completion day otherwise (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)
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Marginal Citations

- M1** [1954 c. 33](#).

Changes to legislation:

There are currently no known outstanding effects for the The Electricity and Gas (Powers to Make Subordinate Legislation) (Amendment) (EU Exit) Regulations 2018, Section 20.