



House of Lords
House of Commons
Joint Committee on
Statutory Instruments

Twelfth Report of Session 2006–07

*Ordered by The House of Lords to be printed
14 March 2007*

*Ordered by The House of Commons to be printed
14 March 2007*

HL Paper 71

HC 82-xii

Published on 20 March 2007
by authority of the House of Lords
and the House of Commons
London: The Stationery Office Limited
£0.00

Joint Committee on Statutory Instruments

Current membership

House of Lords

Earl Attlee (*Conservative*)
Lord Dykes (*Liberal Democrat*)
Baroness Gale (*Labour*)
Lord Gould of Brookwood (*Labour*)
Lord Kimball (*Conservative*)
Countess of Mar (*Crossbench*)
Lord Walpole (*Crossbench*)

House of Commons

David Maclean MP (*Conservative, Penrith and The Border*)
(Chairman)
Dr Roberta Blackman-Woods MP (*Labour, City of Durham*)
Mr Peter Bone MP (*Conservative, Wellingborough*)
Michael Jabez Foster MP (*Labour, Hastings and Rye*)
Mr David Kidney MP (*Labour, Stafford*)
Mr John MacDougall MP (*Labour, Central Fife*)
David Simpson MP (*Democratic Unionist, Upper Bann*)

Powers

The full constitution and powers of the Committee are set out in House of Commons Standing Order No. 151 and House of Lords Standing Order No. 74, available on the Internet via www.parliament.uk/jcsi.

Remit

The Joint Committee on Statutory Instruments (JCSI) is appointed to consider statutory instruments made in exercise of powers granted by Act of Parliament. Instruments not laid before Parliament are included within the Committee's remit; but local instruments and instruments made by devolved administrations are not considered by JCSI unless they are required to be laid before Parliament.

The role of the JCSI, whose membership is drawn from both Houses of Parliament, is to assess the technical qualities of each instrument that falls within its remit and to decide whether to draw the special attention of each House to any instrument on one or more of the following grounds:

- i. that it imposes, or sets the amount of, a charge on public revenue or that it requires payment for a licence, consent or service to be made to the Exchequer, a government department or a public or local authority, or sets the amount of the payment;
- ii. that its parent legislation says that it cannot be challenged in the courts;
- iii. that it appears to have retrospective effect without the express authority of the parent legislation;
- iv. that there appears to have been unjustifiable delay in publishing it or laying it before Parliament;
- v. that there appears to have been unjustifiable delay in sending a notification under the proviso to section 4(1) of the Statutory Instruments Act 1946, where the instrument has come into force before it has been laid;
- vi. that there appears to be doubt about whether there is power to make it or that it appears to make an unusual or unexpected use of the power to make;
- vii. that its form or meaning needs to be explained;
- viii. that its drafting appears to be defective;
- ix. or on any other ground which does not go to its merits or the policy behind it.

The Committee usually meets weekly when Parliament is sitting.

Publications

The reports of the Committee are published by The Stationery Office by Order of both Houses. All publications of the Committee are available on the Internet from www.parliament.uk/jcsi.

Committee staff

The current staff of the Committee are Mick Hillyard (*Commons Clerk*), Kath Kavanagh (*Lords Clerk*) and Jacqueline Cooksey (*Committee Secretary*). Advisory Counsel: Peter Davis, Peter Brooksbank and Christine Cogger (*Commons*) and Peter Milledge (*Lords*).

Contacts

All correspondence should be addressed to the Clerk of the Joint Committee on Statutory Instruments, Delegated Legislation Office, 7 Millbank, London SW1P 3JA. The telephone number for general inquiries is: 020 7219 2830; the Committee's e-mail address is: jcsi@parliament.uk.

Contents

Report	<i>Page</i>
Instruments not reported	4
Annex	5

Instruments not reported

The Committee has considered the instruments set out in the Annex to this Report and has determined that the special attention of both Houses does not require to be drawn to any of them.

Annex

Instruments to which the Committee does not draw the special attention of both Houses

- *denotes that the written evidence submitted in connection with the instrument is printed with this Report*
- *denotes written evidence has been submitted but not printed*

Draft instruments requiring affirmative approval

Draft S.I.	Equality Act (Sexual Orientation) Regulations 2007
Draft S.I.	Gambling (Geographical Distribution of Casino Premises Licences) Order 2007
Draft S.I.	Proscribed Organisations Appeal Commission (Procedure) Rules 2007
Draft S.I.	Representation of the People (National Assembly for Wales) (Access to Election Documents) Regulations 2007
Draft S.I.	Serious Organised Crime and Police Act 2005 (Amendment of Section 76(3)) Order 2007
Draft S.I.	Special Immigration Appeals Commission (Procedure) (Amendment) Rules 2007

Instruments subject to annulment

S.I. 2007/319	Gambling Act 2005 (Inspection) (Provision of Information) Regulations 2007
S.I. 2007/446	Adventure Activities Licensing (Amendment) Regulations 2007
S.I. 2007/447	Adventure Activities (Licensing) (Designation) Order 2007
S.I. 2007/457	Commons (Registration of Town or Village Greens) (Interim Arrangements) (England) Regulations 2007
S.I. 2007/459	Gambling Act 2005 (Premises Licences and Provisional Statements) Regulations 2007
S.I. 2007/460	Office for Standards in Education, Children's Services and Skills (Children's Rights Director) Regulations 2007
S.I. 2007/461	Competition Commission (Water Industry) Penalties Order 2007
S.I. 2007/462	Education and Inspections Act 2006 (Inspection of Local Authorities) Regulations 2007
S.I. 2007/463	Childcare Act 2006 (Childcare Assessments) Regulations 2007
S.I. 2007/464	Education and Inspections Act 2006 (Prescribed Education and Training etc) Regulations 2007
S.I. 2007/465	Greenhouse Gas Emissions Trading Scheme (Amendment) Regulations 2007
S.I. 2007/475	Accession (Immigration and Worker Authorisation) (Amendment) Regulations 2007
S.I. 2007/476	Milk (Cessation of Production) (Revocation) Scheme 2007
S.I. 2007/477	Dairy Produce (Miscellaneous Provisions) Regulations 2007
S.I. 2007/479	Gambling (Premises Licence Fees) (England and Wales) Regulations 2007
S.I. 2007/492	Meat (Official Controls Charges) (England) Regulations 2007
S.I. 2007/495	Motor Vehicles (Approval) (Fees) (Amendment) Regulations 2007
S.I. 2007/498	Road Vehicles (Registration and Licensing) (Amendment) Regulations 2007

S.I. 2007/500	Public Service Vehicles Accessibility (Amendment) Regulations 2007
S.I. 2007/501	Council Tax and Non-Domestic Rating (Amendment) (England) Regulations 2007
S.I. 2007/502	Public Service Vehicles (Condition of Fitness, Equipment, Use and Certification) (Amendment) Regulations 2007
S.I. 2007/503	Goods Vehicles (Plating and Testing) (Amendment) Regulations 2007
S.I. 2007/506	Motor Vehicles (Tests) (Amendment) Regulations 2007
S.I. 2007/507	Motor Cycles Etc. (Single Vehicle Approval) (Fees) (Amendment) Regulations 2007
S.I. 2007/528	Enterprise Act 2002 (EEA State) (Amendment) Regulations 2007
S.I. 2007/540	Commons Registration (Objections and Maps) (Amendment) (England) Regulations 2007
S.I. 2007/541	Social Security (Claims and Payments) Amendment Regulations 2007
S.I. 2007/547	Road Traffic (Permitted Parking Area and Special Parking Area) (Metropolitan Borough of Tameside) Order 2007
S.I. 2007/548	Enduring Powers of Attorney (Prescribed Form) (Amendment) Amendment Regulations 2007
S.I. 2007/549	Enduring Powers of Attorney (Welsh Language Prescribed Form) (Amendment) Regulations 2007
S.I. 2007/551	Bus Lane Contraventions (Approved Local Authorities) (England) (Amendment) Order 2007

Instruments subject to annulment (Northern Ireland)

S.R. 2007/2	Rates (Payment by Owners by Agreement) (Amendment) Order (Northern Ireland) 2007
S.R. 2007/83	Horse Racing (Charges on Bookmakers) Order (Northern Ireland) 2007
S.R. 2007/86	Rates (Social Sector Value) Regulations (Northern Ireland) 2007
S.R. 2007/99	Blood Tests (Evidence of Paternity) (Amendment) Regulations (Northern Ireland) 2007

Instruments not subject to Parliamentary proceedings laid before Parliament

S.I. 2007/521	Insolvency Proceedings (Fees) (Amendment) Order 2007
----------------------	--

Instruments not subject to Parliamentary proceedings not laid before Parliament

S.I. 2007/456	Commons Act 2006 (Commencement No. 2, Transitional Provisions and Savings) (England) Order 2007
S.I. 2007/466	Road Safety Act 2006 (Commencement No. 1)(England and Wales) Order 2007
S.I. 2007/499	Animal Welfare Act 2006 (Commencement No. 1) (England) Order 2007
S.I. 2007/538	Climate Change and Sustainable Energy Act 2006 (Commencement) Order 2007
S.I. 2007/539	National Lottery Act 2006 (Commencement No. 4) Order 2007
S.I. 2007/562	Drugs Act 2005 (Commencement No. 5) Order 2007
S.I. 2007/563	Mental Capacity Act 2005 (Commencement No. 1)(England and Wales) Order 2007