



House of Lords
House of Commons
Joint Committee on
Statutory Instruments

**Second Report
of Session 2019–21**

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Joint Committee on Statutory Instruments

Current membership

House of Lords

[Lord Colgrain](#) (*Conservative*)

[Lord Haskel](#) (*Labour*)

[Lord Morris of Handsworth](#) (*Labour*)

[Baroness Newlove](#) (*Conservative*)

[Lord Rowe-Beedoe](#) (*Crossbench*)

[Baroness Scott of Needham Market](#) (*Liberal Democrat*)

[Lord Stirrup](#) (*Crossbench*)

House of Commons

[Jessica Morden MP](#) (*Labour, Newport East*) (Chair)

[Dr James Davies MP](#) (*Conservative, Vale of Clwyd*)

[Eddie Hughes MP](#) (*Conservative, Walsall North*)

[John Lamont MP](#) (*Conservative, Berwickshire, Roxburgh and Selkirk*)

[Sir Robert Syms MP](#) (*Conservative, Poole*)

[Owen Thompson MP](#) (*Scottish National Party, Midlothian*)

[Liz Twist MP](#) (*Labour, Blaydon*)

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. 73](#), relating to Public Business.

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 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

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

Committee staff

The current staff of the Committee are Liz Booth (Committee Assistant), Luanne Middleton (Commons Clerk), Jane White (Lords Clerk). Advisory Counsel: Klara Banaszak, Daniel Greenberg, and Vanessa MacNair (Commons); Nicholas Beach, James Cooper, John Crane and Ché Diamond (Lords).

Contacts

All correspondence should be addressed to the Clerk of the Joint Committee on Statutory Instruments, House of Commons, London SW1A 0AA. The telephone number for general inquiries is: 020 7219 2026; the Committee's email address is: jcsi@parliament.uk.

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Instruments not reported

At its meeting on 12 February 2020 the Committee considered the Instruments set out in the Annex to this Report, none of which were required to be reported to both Houses.

Annex

Instruments requiring affirmative approval

S.I. 2020/61	Immigration (Citizens' Rights Appeals) (EU Exit) Regulations 2020
S.I. 2020/90	Financing, Management and Monitoring of Direct Payments to Farmers (Amendment) Regulations 2020
S.I. 2020/91	Rules for Direct Payments to Farmers (Amendment) Regulations 2020

Draft instruments requiring affirmative approval

Draft S.I.	Parental Bereavement Leave Regulations 2020
Draft S.I.	Statutory Parental Bereavement Pay (General) Regulations 2020
Draft S.I.	Armed Forces Act (Continuation) Order 2020
Draft S.I.	Civil Liability (Information Requirements) and Risk Transformation (Amendment) Regulations 2020
Draft S.I.	Client Money Protection for Property Agents (Approval and Designation of Schemes) (Amendment) Regulations 2020
Draft S.I.	Justices of the Peace and Authorised Court and Tribunal Staff (Costs) Regulations 2020
Draft S.I.	Tax Credits, Child Benefit and Guardian's Allowance Up-rating Regulations 2020

Instruments subject to annulment

S.I. 2020/1	Police Appeals Tribunals Rules 2020
S.I. 2020/6	State Pension Revaluation for Transitional Pensions Order 2020
S.I. 2020/7	State Pension Debits and Credits (Revaluation) Order 2020
S.I. 2020/9	Plant Health etc. (Fees) (England) (Amendment) Regulations 2020
S.I. 2020/11	Football Spectators (2020 UEFA European Championship Control Period) Order 2020

S.I. 2020/14	Civil Enforcement of Parking Contraventions Designation Order 2020
S.I. 2020/15	Serious Organised Crime and Police Act 2005 (Designated Sites) (Amendment) Order 2020
S.I. 2020/17	Government Resources and Accounts Act 2000 (Estimates and Accounts) (Amendment) Order 2020
S.I. 2020/18	Greenhouse Gas Emissions Trading Scheme (Amendment) Regulations 2020
S.I. 2020/20	Whole of Government Accounts (Designation of Bodies) Order 2020
S.I. 2020/23	Council Tax Reduction Schemes (Prescribed Requirements) (England) (Amendment) Regulations 2020
S.I. 2020/29	Child Trust Funds (Amendment) Regulations 2020
S.I. 2020/31	Homes and Communities Agency (Transfer of Property etc.) Regulations 2020
S.I. 2020/33	Administration of Estates Act 125 (Fixed Net Sum) Order 2020
S.I. 2020/35	Safety of Sports Grounds (Designation) (Amendment) Order 2020
S.I. 2020/59	National Health Service (Charges to Overseas Visitors) (Amendment) Regulations 2020

Draft Instruments subject to negative procedure

Draft S.I.	Pendle (Electoral Changes) Order 2020
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Instruments not subject to Parliamentary proceedings laid before Parliament

S.I. 2020/42	Veterinary Surgeons and Veterinary Practitioners (Registration) (Amendment) Regulations Order of Council 2020
S.I. 2020/45	Parental Bereavement (Leave and Pay) Act 2018 (Commencement) Regulations 2020
S.I. 2020/74	European Union (Withdrawal) Act 2018 (Commencement No. 5, Transitional Provisions and Amendment) Regulations 2020
S.I. 2020/75	European Union (Withdrawal Agreement) Act 2020 (Commencement No. 1) Regulations 2020

Instruments not subject to Parliamentary proceedings not laid before Parliament

S.I. 2020/26	Stalking Protection Act 2019 (Commencement) Regulations 2020
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