



House of Commons  
Select Committee on Statutory  
Instruments

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**Seventeenth Report of  
Session 2022–23**

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*Ordered by the House of Commons  
to be printed 14 June 2023*

## Select Committee on Statutory Instruments

### Current membership

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

[Peter Grant MP](#) (*Scottish National Party, Glenrothes*)

[Paul Holmes MP](#) (*Conservative, Eastleigh*)

[Gareth Johnson MP](#) (*Conservative, Dartford*)

[Damien Moore MP](#) (*Conservative, Southport*)

[Maggie Throup MP](#) (*Conservative, Erewash*)

[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, available on the Internet via <https://www.parliament.uk/business/publications/commons/standing-orders-public11/>.

The Select Committee on Statutory Instruments (SCSI) is appointed to consider statutory instruments made in exercise of powers granted by Act of Parliament. It carries out the same duties as the Joint Committee on Statutory Instruments in respect of those instruments laid before and subject to proceedings in the House of Commons only.

The role of the SCSI, whose membership is drawn from the House of Commons, is to assess the technical qualities of each instrument that falls within its remit and to decide whether to draw the special attention of the 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**

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The reports of the Committee are published in print by Order of the House. All publications of the Committee are available on the Internet from [www.parliament.uk/scsi](http://www.parliament.uk/scsi).

## **Committee staff**

The current staff of the Committee are Sue Beeby (Committee Operations Officer), Liz Booth (Committee Operations Officer), Michael O'Leary (Committee Operations Manager) and Jonathan Whiffing (Clerk). Advisory Counsel: Sarita Arthur-Crow, Klara Banaszak, Justin Leslie, and Vanessa MacNair.

## **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](mailto:jcsi@parliament.uk).



# Contents

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|                                 |          |
|---------------------------------|----------|
| <b>Instruments reported</b>     | <b>3</b> |
| <b>Instruments not reported</b> | <b>3</b> |
| <b>Annex</b>                    | <b>3</b> |
| <b>Formal minutes</b>           | <b>4</b> |



## Instruments reported

At its meeting on 14 June 2023 the Committee scrutinised a number of instruments in accordance with Standing Orders. It was agreed that the special attention of the House of Commons should be drawn to none of those considered.

## Instruments not reported

The Committee has considered the instruments set out in the Annex to this Report, none of which were required to be reported.

## Annex

### Draft instruments requiring affirmative approval

| S.I. Number  | S.I. Title                                                                                    |
|--------------|-----------------------------------------------------------------------------------------------|
| <b>Draft</b> | Double Taxation Relief and International Tax Enforcement (San Marino) Order 2023              |
| <b>Draft</b> | Double Taxation Relief and International Tax Enforcement (Brazil) Order 2023                  |
| <b>Draft</b> | African Development Fund (Multilateral Debt Relief Initiative) (Amendment) Order 2023         |
| <b>Draft</b> | African Development Bank (Sixteenth Replenishment of the African Development Fund) Order 2023 |
| <b>Draft</b> | Commonwealth Development Corporation (Limit on Government Assistance) Regulations 2023        |

### Instruments subject to annulment

| S.I. Number          | S.I. Title                                                                                     |
|----------------------|------------------------------------------------------------------------------------------------|
| <b>S.I. 2023/433</b> | Customs Tariff (Preferential Trade Arrangements and Miscellaneous Amendments) Regulations 2023 |
| <b>S.I. 2023/461</b> | International Tax Compliance (Amendment) Regulations 2023                                      |
| <b>S.I. 2023/473</b> | Indirect Taxes (Notifiable Arrangements) (Amendment) Regulations 2023                          |
| <b>S.I. 2023/482</b> | Income Tax (Care Leaver's Apprenticeship Bursary Payment) (Amendment) Regulations 2023         |
| <b>S.I. 2023/508</b> | Tonnage Tax (Further Opportunity for Election) Order 2023                                      |
| <b>S.I. 2023/518</b> | Community Investment Tax Relief (Amendment of Investment Limits) Regulations 2023              |

# Formal minutes

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**Wednesday 14 June 2023**

## **Members present**

Jessica Morden, in the Chair

Gareth Johnson

Damien Moore

Maggie Throup

Liz Twist

## **Report consideration**

Draft Report (Seventeenth Report), proposed by the Chair, brought up and read.

*Ordered*, That the draft Report be read a second time, paragraph by paragraph.

Annex agreed to.

*Resolved*, That the Report be the Seventeenth Report of the Committee to the House.

*Ordered*, That the Chair make the Report to the House.

## **Adjournment**

Adjourned to a day and time to be fixed by the Chair.