



House of Lords
House of Commons

Joint Committee on Statutory Instruments

Scrutinising Statutory Instruments: Departmental Returns, Session 2024-26

Third Special Report of Session 2024-26

HC 1851

Joint Committee on Statutory Instruments

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.

Current membership

House of Lords

[Lord Brady of Altrincham](#) (Conservative; Life peer)

[Lord Carter of Haslemere](#) (Crossbench; Life peer)

[Baroness Kennedy of Cradley](#) (Labour; Life peer)

[Lord Meston](#) (Crossbench; Excepted Hereditary)

[Baroness Miller of Chilthorne Domer](#) (Liberal Democrat; Life peer)

[Lord Stewart of Dirleton](#) (Conservative; Life peer)

[Lord Young of Norwood Green](#) (Labour; Life peer)

House of Commons

[Sir Bernard Jenkin](#) (Conservative; Harwich and North Essex) (Chair)

[Lewis Atkinson](#) (Labour; Sunderland Central)

[Charlotte Cane](#) (Liberal Democrat; Ely and East Cambridgeshire)

[Helena Dollimore](#) (Labour; Hastings and Rye)

[Andrew Pakes](#) (Labour; Peterborough)

[David Pinto-Duschinsky](#) (Labour; Hendon)

[Gareth Snell](#) (Labour; Stoke-on-Trent Central)

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, relating to Public Business.

Publication

This Report, together with formal minutes relating to the report, was Ordered by the House of Commons and by the House of Lords, on 27 April 2026, to be printed.

It was published on 28 April 2026. All publications of the Committee are on the Internet at www.parliament.uk/jcsi.

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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 enquiries is 020 7219 0316; the Committee's email address is jcsi@parliament.uk.

Scrutinising Statutory Instruments: Departmental Returns, Session 2024-26

The Work of the Joint Committee on Statutory Instruments

1. House of Commons Standing Order No. 151 and House of Lords Standing Order No. 74 require the Joint Committee on Statutory Instruments to examine the technical qualities of almost every general statutory instrument and those local ones that involve some parliamentary control.¹ The basis of this work rests on an obvious and simple principle: those subject to the law made by Parliament are entitled to certainty that statutory instruments are made in accordance with the law, and are clear in their meaning and import. Some instruments we consider are not statutory instruments (for instance, some Codes of Practice) but they fall within our remit because they attract the affirmative procedure. We do not assess the merits of any instrument or the underlying policy.
2. During the 2024–26 session, we scrutinised 1324 statutory instruments and found cause to draw the special attention of each House to 138 instruments (around 10% of the total scrutinised²) on one or more³ of the following grounds in accordance with our terms of reference:

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- 1 The JCSI does not scrutinise local instruments that are not required to be laid before Parliament. There are a substantial number of these instruments, and they are often temporary in their effect. For instance, each year there are large number of air navigation regulations that restrict flying in a particular location for a short period of time. Since October 2024 at least 300 of these instruments have been made. By contrast, the JCSI does scrutinise general instruments that are not required to be laid before Parliament. This includes all commencement instruments that bring into force provisions of Acts. Finally, there are some instruments that are not considered by the JCSI because they are scrutinised by other Committees. For instance, remedial orders made under the Human Rights Act 1998 are scrutinised by the Joint Committee on Human Rights...
 - 2 In cases where there are small and obvious minor errors which may be capable of being rectified by a correction slip, these were dealt with by letter from Counsel sent to the relevant Department
 - 3 Fifteen of the instruments reported by the Committee during the 2024–26 session were reported on more than one ground (see Annex 2).

- 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 requires elucidation;
 - viii. that its drafting appears to be defective;
 - ix. any other ground which does not go to its merits or the policy behind it.
3. The instruments reported by the Committee during this period were in all but one case those subject to the negative procedure or instruments where no parliamentary procedure applied.⁴ Only one of the instruments reported by the Committee during this session was subject to the draft affirmative

4 An instrument subject to the negative procedure becomes law as soon as it is signed by the relevant Minister or official authorised to do so. Such an instrument may be annulled if either House (or the Commons only, in the case of instruments dealing with financial matters) passes a motion calling for its annulment within a certain time (usually 40 days). An instrument that is subject to the affirmative procedure must receive Parliament's approval either before it can come into force or to remain in force. Most instruments subject to the affirmative procedure are laid in the form of a draft. The form of parliamentary procedure is usually set out in the parent Act. The procedure for the laying of a statutory instrument is set out in House of Commons Standing Order No. 159. In short, for an SI to be laid before the House of Commons a copy of the instrument must be 'laid on the table of the House', which actually means placing a copy of the Instrument with the Votes and Proceedings Office (part of the Journal Office). Most S.I.s are laid in both Houses and a similar procedure applies in the House of Lords.

procedure⁵ – the draft Ministerial and other Salaries Act 1975 (Amendment) Order 2026. The Committee reported this instrument, in its Fifty-third Report of the Session, on the grounds of purported retrospective effect.

4. Our membership is drawn from both Houses of Parliament. We usually meet weekly whenever Parliament is sitting to consider a batch of recent instruments and draft instruments. Our assessments on individual instruments and drafts are published in our weekly reports and are available on the Committee's website. We identify any instrument or draft that appears to come within any of the grounds set out above and explain why have reached this conclusion. The report includes any memorandum supplied by the relevant Department in response to our question(s). We generally also list without comment all other instruments we have examined. Occasionally, we publish for interest any memoranda sent to us by Departments on a voluntary basis or in relation to an instrument we have examined but have decided not to report. Our weekly report is posted on our website usually within two days of each Committee meeting.⁶ Our reports, which identify the defects and other issues that attract the attention of the Committee, should be considered essential reading by anyone involved in drafting statutory instruments.
5. The following sections of the report provide a breakdown of the instruments reported, the grounds for reporting, and the percentage of instruments reported as a percentage of the instruments made by each Department/ Public Body. The Committee notes that where instruments are reported for requiring elucidation such reports may simply be explaining a point of detail that arose during the scrutiny process on which the Department has provided additional information, and are not necessarily critical of the Department nor reflective of any defect in the relevant instrument. For that reason, in addition to providing a breakdown of the total number of instruments from each department that have been reported by the Committee, Table 2 in Annex 1 of this report also lists the number of instruments reported when excluding those reported on the sole ground of elucidation.

5 Instruments laid as drafts under the affirmative procedure are routinely submitted by Departments for pre-legislative scrutiny by the Committee's counsel, a process which can enable potential issues to be identified and remedied prior to draft instruments being laid before Parliament. While this does not preclude the Committee drawing such instruments to the special attention of each House of Parliament, should we identify issues when scrutinising the final form of the draft instrument, it is unusual for the Committee to do so.

6 Joint Committee on Statutory Instrument, Publications: <https://committees.parliament.uk/committee/148/statutory-instruments-joint-committee/publications/>

6. We note the wide variation across Whitehall in the number of Departments (or Public Bodies) that have seen instruments reported by the Committee to the attention of each House. We also note the substantial number of occasions on which defective drafting and a failure to comply with proper legislative practice have been cited as the grounds for reporting. The Committee understands that drafting legislation is a demanding exercise, but the Committee is also of the view that both Parliament and the public should expect the highest standards in legislation. As we emphasized in our first Special Report of this session, our aim in producing this report is not to ‘name and shame’ departments, but to better inform each House on the work of the Committee and to raise awareness within Whitehall of any recurring issues in the drafting of statutory instruments.⁷
7. In our first Special Report, we encouraged the Government as a whole, and each Department or relevant public body, to reflect on the report’s findings and whether improvements could be made to minimise the number of occasions in which their instruments risk being reported. We thank the Government for the constructive manner with which it responded to our report.
8. In their response, published as the Second Special Report of this session, the Government said it has asked departments “to review their internal process for quality assurance checks, paying particular attention to the legislation that has been reported on by your Committee, or circumstances where the department has been reported on for the same issue a number of times.”⁸ The Government’s response went on to note that officials would “receive the findings of this exercise.” **We recommend that the Government replies to the findings of this report, including a summary of the outcome of their review exercise.**

7 Joint Committee on Statutory Instruments, [Scrutinising Statutory Instruments: Departmental Returns, October 2024 – September 2025](#), First Special Report of Session 2024–26, HC 1342, para.6

8 Joint Committee on Statutory Instruments, [Scrutinising Statutory Instruments: Departmental Returns, October 2024 – September 2025: Government response](#), Second Special Report of Session 2024–26, HC 1501, p.2

Annex 1: Breakdown of Departmental Returns

Key to Department/Public Body acronyms

CO	Cabinet Office
DBT	Department for Business and Trade
DCMS	Department for Culture, Media and Sport
DEFRA	Department for the Environment, Food and Rural Affairs
DESNZ	Department for Energy Security and Net Zero
DfE	Department for Education
DfT	Department for Transport
DHSC	Department for Health and Social Care
DSIT	Department for Science, Innovation and Technology
DWP	Department for Work and Pensions
FCDO	Foreign, Commonwealth and Development Office
FSA	Food Standards Agency
HMRC	His Majesty's Revenue and Customs
HMT	His Majesty's Treasury
HO	Home Office
LGBCE	Local Government Boundary Commission for England
MHCLG	Ministry of Housing, Communities and Local Government
MoD	Ministry of Defence
MoJ	Ministry of Justice
NIO	Northern Ireland Office
OFCOM	Office of Communications
OfS	Office for Students
PCO	Privy Council Office
SO	Scotland Office

Table 1: Grounds for reporting⁹

Grounds for Reporting	Grounds reported during the 2024–26 session
Defective drafting	49
Failure to comply with proper legislative practice	52
Elucidation required	26
Doubt as to vires	21
Unjustifiable delay	3
Unusual or unexpected use of the enabling power	4
Purported retrospective effect	1

⁹ Instruments may be reported for more than one ground, meaning the number of instruments reported may not be the same as the sum of grounds reported

Table 2: Instruments reported as a proportion of the total instruments laid/ made by each Department

Dept	No. of SIs Laid	Total No. of SIs Reported	Percentage	No. of SIs Reported (excl. elucidation as sole ground for reporting)	Percentage of SIs Reported (excl. elucidation as sole ground for reporting)
CO	17	1	6%	1	6%
DBT	101	8	8%	7	7%
DCMS	37	5	14%	3	8%
DEFRA	80	11	14%	8	10%
DESNZ	105	7	7%	5	5%
DfE	64	4	6%	4	6%
DfT	82	14	17%	12	15%
DHSC	74	5	7%	5	7%
DSIT	33	2	6%	2	6%
DWP	69	3	4%	1	1%
FCDO	20	3	15%	2	10%
FSA	1	1	100%	1	100%
HMRC	18	0	0%	0	0%
HMT	140	4	3%	4	3%
HO	134	15	11%	15	11%
LGBCE	33	2	6%	1	3%
MHCLG	115	14	12%	13	11%
MoD	22	8	36%	8	36%
MoJ	95	19	20%	16	17%
NIO	21	0	0%	0	0%
OFCOM	14	2	14%	2	14%
OfS	35	9	26%	9	26%
PCO	8	0	0%	0	0%
SO	6	1	17%	1	17%

Annex 2: Instruments reported on multiple grounds during the 2024–26 session

SI title	Department/ Public Body	Reasons for reporting
S I 2024/842: CRIMINAL PROCEDURE (AMENDMENT NO 2) RULES 2024	MoJ	Failure to comply with proper legislative practice and defective drafting
S I 2024/1011 – THE PAROLE BOARD (AMENDMENT) RULES 2024	MoJ	Defective drafting and failure to comply with proper legislative practice
S I 2024/1040: MAGISTRATES’ COURTS (CONVERSION OF CRYPTOASSETS) RULES 2024	MoJ	Defective drafting and failure to comply with proper legislative practice
S I 2024/1227: THE IMMIGRATION AND POLICE (PASSENGER, CREW AND SERVICE INFORMATION) ORDER 2024	Home Office	Elucidation and defective drafting
S I 2024/1266: THE ADVERTISING (LESS HEALTHY FOOD DEFINITIONS AND EXEMPTIONS) REGULATIONS 2025	DHSC	Elucidation and defective drafting
S I 2025/238: COURSES OFFERED AS AN ALTERNATIVE TO PROSECUTION (SPECIFIED FIXED PENALTY OFFENCES) (TRAFFIC) REGULATIONS 2025	Home Office	Failure to comply with proper legislative practice and unusual use of enabling power

SI title	Department/ Public Body	Reasons for reporting
S I 2025/439: THE COMPANIES (DIRECTORS' REMUNERATION AND AUDIT) (AMENDMENT) REGULATIONS 2025	DBT	Elucidation and doubt as to vires
S I 2025/502: THE POLICE (VETTING) REGULATIONS 2025	Home Office	Elucidation and defective drafting
S.I. 2025/909: THE CRIMINAL PROCEDURE RULES 2025	MoJ	Doubt as to vires, defective drafting and elucidation
S.I. 2025/989: THE NATIONAL HEALTH SERVICE (PHARMACEUTICAL AND LOCAL PHARMACEUTICAL SERVICES) (MISCELLANEOUS AMENDMENTS) REGULATIONS 2025	DHSC	Failure to comply with proper legislative practice and doubt as to vires
S.I. 2025/1135: THE CARBON DIOXIDE TRANSPORT AND STORAGE (LICENSED OPERATORS) ADMINISTRATION (ENGLAND AND WALES) RULES 2025	DESNZ	Failure to comply with proper legislative practice and doubt as to vires
S.I. 2025/1170: THE PHYTOSANITARY CONDITIONS (AMENDMENT) (NO. 2) REGULATIONS 2025	DEFRA	Failure to comply with proper legislative practice and elucidation
S.I. 2025/1322: THE TOWN AND COUNTRY PLANNING (ENTERTAINMENT RESORT COMPLEX, BEDFORD) SPECIAL DEVELOPMENT (NO. 2) ORDER 2025	MHCLG	Elucidation, defective drafting and failure to comply with proper legislative practice

SI title	Department/ Public Body	Reasons for reporting
S.I. 2025/1360: THE MINISTRY OF DEFENCE POLICE (CONDUCT, PERFORMANCE AND APPEALS TRIBUNALS) (AMENDMENT) (NO. 2) REGULATIONS 2025	MoD	Failure to comply with proper legislative practice and doubt as to vires
S.I. 2026/144 THE PUBLIC INTEREST MERGER REFERENCE (TELEGRAPH MEDIA GROUP HOLDINGS LIMITED) (PRE-EMPTIVE ACTION) ORDER 2026	DCMS	Elucidation and defective drafting

Annex 3: Full list of instruments reported during the 2024–26 session

SI title	Department/ Quango	Reason for reporting
S I 2024/509: THE MERCHANT SHIPPING (ANTI-FOULING SYSTEMS) REGULATIONS 2024	DfT	Defective drafting
S I 2024/524: THE BOILER UPGRADE SCHEME (ENGLAND AND WALES) (AMENDMENT) REGULATIONS 2024	DESNZ	Defective drafting
S I 2024/540: THE OFFICIAL CONTROLS (EXTENSION OF TRANSITIONAL PERIODS) (AMENDMENT) REGULATIONS 2024	DEFRA	Failure to comply with proper legislative practice
S I 2024/541: THE OFFICIAL CONTROLS (MISCELLANEOUS AMENDMENTS) REGULATIONS 2024	DEFRA	Failure to comply with proper legislative practice
S I 2024/573: THE IMMIGRATION (GUIDANCE ON DETENTION OF VULNERABLE PERSONS) REGULATIONS 2024	Home Office	Failure to comply with proper legislative practice
S I 2024/609: THE SOMALIA (SANCTIONS) (EU EXIT) (AMENDMENT) REGULATIONS 2024	FCDO	Elucidation
S I 2024/614: THE ARMED FORCES (CIVILIANS SUBJECT TO SERVICE DISCIPLINE) (AMENDMENT) ORDER 2024	MoD	Failure to comply with proper legislative practice
S I 2024/619: THE ARMED FORCES (APPEALS AGAINST REVIEW OF SENTENCE) REGULATIONS 2024	MoD	Defective drafting

SI title	Department/ Quango	Reason for reporting
S I 2024/635: THE FINANCIAL SERVICES AND MARKETS ACT 2000 (OVERSEAS FUNDS REGIME) (EQUIVALENCE) (EUROPEAN ECONOMIC AREA) REGULATIONS 2024	HMT	Failure to comply with proper legislative practice
S I 2024/636: THE MERCHANT SHIPPING (CARRIAGE OF DANGEROUS GOODS AND HARMFUL SUBSTANCES) (AMENDMENT) REGULATIONS 2024	DfT	Defective drafting
S I 2024/686: THE GLUE TRAPS (OFFENCES) ACT 2022 (COMMENCEMENT) REGULATIONS 2024	DEFRA	Failure to comply with proper legislative practice
S I 2024/722: THE INSOLVENCY (AMENDMENT) REGULATIONS 2024	DBT	Defective drafting
DRAFT S.I.: THE DRAFT GLOUCESTERSHIRE (ELECTORAL CHANGES) ORDER 2024	LGBCE	Defective drafting
S I 2024/1007: COUNCIL TAX (PRESCRIBED CLASSES OF DWELLINGS AND CONSEQUENTIAL AMENDMENTS) (ENGLAND) REGULATIONS 2024	MHCLG	Defective drafting
S I 2024/842: CRIMINAL PROCEDURE (AMENDMENT NO 2) RULES 2024	MoJ	Failure to comply with proper legislative practice and defective drafting
S I 2024/918: THE LONDON LEGACY DEVELOPMENT CORPORATION (ESTABLISHMENT AND PLANNING FUNCTIONS) (AMENDMENT AND REVOCATION) ORDER 2024	MHCLG	Defective drafting
S I 2024/925: THE LAND CHARGES FEES RULES 2024	MHCLG	Failure to comply with proper legislative practice
S I 2024/942: THE RECOGNITION OF OVERSEAS QUALIFICATIONS (CHARGES) REGULATIONS 2024	DfE	Defective drafting

SI title	Department/ Quango	Reason for reporting
S I 2024/947: THE STUDENT ACCOMMODATION (CODES OF MANAGEMENT PRACTICE AND SPECIFIED EDUCATIONAL ESTABLISHMENTS) (ENGLAND) REGULATIONS 2024	MHCLG	Failure to comply with proper legislative practice
S I 2024/839: THE CIVIL PROCEDURE (AMENDMENT NO 3) RULES 2024	MoJ	Elucidation
S I 2024/853: THE WINDSOR FRAMEWORK (RETAIL MOVEMENT SCHEME: PLANT AND ANIMAL HEALTH) (AMENDMENT) (ETC) REGULATIONS 2024	DEFRA	Unusual use of enabling power
S I 2024/858:THE MEDIA ACT 2024 (COMMENCEMENT NO 1) REGULATIONS 2024	DCMS	Defective drafting
S I 2024/896: THE IONISING RADIATION (MEDICAL EXPOSURE) (AMENDMENT) REGULATIONS 2024	MoJ	Failure to comply with proper legislative practice
S I 2024/1011:THE PAROLE BOARD (AMENDMENT) RULES 2024	MoJ	Defective drafting and failure to comply with proper legislative practice
S I 2024/1040: THE MAGISTRATES' COURTS (CONVERSION OF CRYPTOASSETS) RULES 2024	MoJ	Defective drafting and failure to comply with proper legislative practice
S I 2024/1041: THE MAGISTRATES' COURTS (CONVERSION OF TERRORIST CRYPTOASSETS) RULES 2024	MoJ	Defective drafting
S I 2024/1042: THE MAGISTRATES' COURTS (DETENTION, FREEZING AND FORFEITURE OF TERRORIST CRYPTOASSETS, AND MISCELLANEOUS AMENDMENTS) RULES 2024	MoJ	Defective drafting

SI title	Department/ Quango	Reason for reporting
S I 2024/1043: THE MAGISTRATES' COURTS (DETENTION, FREEZING AND FORFEITURE OF CRYPTOASSETS, AND MISCELLANEOUS AMENDMENTS) RULES 2024	MoJ	Defective drafting
S I 2024/1059: THE ARMY AND ROYAL AIR FORCE (TERMS OF SERVICE) (AMENDMENT) REGULATIONS 2024	MoD	Unjustifiable delay in laying before Parliament
S I 2024/1062: THE COSTS IN THE COURT MARTIAL APPEAL COURT (AMENDMENT) REGULATIONS 2024	MoD	Failure to comply with proper legislative practice
S I 2024/1063: THE POWER TO AWARD DEGREES ETC (LAMDA LIMITED) (AMENDMENT) ORDER 2024	OfS	Defective drafting
S I 2024/1081: THE CODE MANAGER SELECTION REGULATIONS 2024	DESNZ	Doubt as to vires
S I 2024/1108: THE ECONOMIC CRIME AND CORPORATE TRANSPARENCY ACT 2023 (COMMENCEMENT NO 3) REGULATIONS 2024	Home Office	Doubt as to vires
S I 2024/1123: THE PROCEEDS OF CRIME ACT 2002 (INVESTIGATIONS IN DIFFERENT PARTS OF THE UNITED KINGDOM) (AMENDMENT) ORDER 2024	Home Office	Failure to comply with proper legislative practice
S I 2024/1161: THE LONDON PORT HEALTH AUTHORITY ORDER 2024	DHSC	Doubt as to vires
S I 2024/1171: THE POWER TO AWARD DEGREES ETC (THE UNIVERSITY OF LAW LTD) ORDER OF COUNCIL 2018 (AMENDMENT) ORDER 2024	OfS	Failure to comply with proper legislative practice
S I 2024/1227: THE IMMIGRATION AND POLICE (PASSENGER, CREW AND SERVICE INFORMATION) ORDER 2024	Home Office	Elucidation and defective drafting
S I 2024/1266: THE ADVERTISING (LESS HEALTHY FOOD DEFINITIONS AND EXEMPTIONS) REGULATIONS 2025	DHSC	Elucidation and defective drafting

SI title	Department/ Quango	Reason for reporting
S I 2024/1273: THE PARLIAMENTARY ELECTIONS AND RECALL PETITIONS (WELSH FORMS) (AMENDMENT) ORDER 2024	MHCLG	Unjustifiable delay
S I 2024/1281: THE INTERNATIONAL WASTE SHIPMENTS (AMENDMENT) REGULATIONS 2024	DEFRA	Elucidation
S I 2024/1303: THE COMPANIES (ACCOUNTS AND REPORTS) (AMENDMENT AND TRANSITIONAL PROVISION) REGULATIONS 2024	DBT	Doubt as to vires
S I 2024/1306: THE FINANCIAL SERVICES AND MARKETS ACT 2000 (DISCLOSURE OF CONFIDENTIAL INFORMATION) (AMENDMENT) REGULATIONS 2024	HMT	Failure to comply with proper legislative practice
S I 2024/1319: THE MEDICINES (GONADOTROPHIN-RELEASING HORMONE ANALOGUES) (RESTRICTIONS ON PRIVATE SALES AND SUPPLIES) ORDER 2024	DHSC	Defective drafting
S I 2024/1375: THE POWER TO AWARD DEGREES ETC (WARWICKSHIRE COLLEGE) ORDER OF COUNCIL 2014 (AMENDMENT) ORDER 2024	OfS	Failure to comply with proper legislative practice
S I 2025/57: THE LEASEHOLD AND FREEHOLD REFORM ACT 2024 (COMMENCEMENT NO 2 AND TRANSITIONAL PROVISION) REGULATIONS 2025	MHCLG	Defective drafting
S I 2025/60: THE CRIMINAL PROCEDURE (AMENDMENT) RULES 2025	MoJ	Failure to comply with proper legislative practice
S I 2025/106: THE CIVIL PROCEDURE (AMENDMENT) RULES 2025	MoJ	Elucidation
S I 2025/128: THE NAVAL, MILITARY AND AIR FORCES ETC (DISABLEMENT AND DEATH) SERVICE PENSIONS (AMENDMENT) ORDER 2025	MoD	Failure to comply with proper legislative practice

SI title	Department/ Quango	Reason for reporting
S I 2021/1448: THE CARRIAGE BY AIR (REVISION OF LIMITS OF LIABILITY UNDER THE MONTREAL CONVENTION) ORDER 2021	DfT	Failure to comply with proper legislative practice
S I 2025/188: THE ARMED FORCES PENSIONS (REMEDIABLE SERVICE) (AMENDMENT) REGULATIONS 2025	MoD	Failure to comply with proper legislative practice
S I 2025/202: THE STATUTORY NEONATAL CARE PAY (PERSONS ABROAD AND MARINERS) REGULATIONS 2025	DBT	Failure to comply with proper legislative practice
S I 2025/206: THE STATUTORY NEONATAL CARE PAY (ADMINISTRATION) REGULATIONS 2025	DBT	Failure to comply with proper legislative practice
S I 2025/238: THE COURSES OFFERED AS AN ALTERNATIVE TO PROSECUTION (SPECIFIED FIXED PENALTY OFFENCES) (TRAFFIC) REGULATIONS 2025	Home Office	Failure to comply with proper legislative practice and unusual use of enabling power
S I 2025/168: THE UNIVERSAL CREDIT (WORK-RELATED REQUIREMENTS) IN WORK PILOT SCHEME (EXTENSION) ORDER 2025	DWP	Elucidation
S I 2025/271: THE JUDICIAL PENSIONS (EUROPEAN COURT OF HUMAN RIGHTS) (AMENDMENT) ORDER 2025	MoJ	Defective drafting
S I 2025/275: THE MOVEABLE TRANSACTIONS (SCOTLAND) ACT 2023 (FINANCIAL COLLATERAL ARRANGEMENTS AND FINANCIAL INSTRUMENTS) (CONSEQUENTIAL PROVISIONS AND MODIFICATIONS) ORDER 2025	Scotland Office	Failure to comply with proper legislative practice
S I 2025/278: THE MERCHANT SHIPPING (LIGHT DUES) REGULATIONS 2025	DfT	Doubt as to vires
S I 2025/301: THE FOOD CRIME OFFICERS (COMPLAINTS AND MISCONDUCT) REGULATIONS 2025	FSA	Defective drafting

SI title	Department/ Quango	Reason for reporting
S I 2025/268: THE GOVERNMENT RESOURCES AND ACCOUNTS ACT 2000 (ESTIMATES AND ACCOUNTS) ORDER 2025	HMT	Defective drafting
S I 2025/287: THE CERTIFICATION OF FUELS AND FIREPLACES (CHARGES) (ENGLAND) REGULATIONS 2025	DEFRA	Elucidation
S I 2025/368: THE ONLINE SAFETY (CSEA CONTENT REPORTING BY REGULATED USER-TO-USER SERVICE PROVIDERS) REGULATIONS 2025	Home Office	Defective drafting
S I 2025/394: THE SANCTIONS (EU EXIT) (MISCELLANEOUS AMENDMENTS) REGULATIONS 2025	FCDO	Defective drafting
S I 2025/439: THE COMPANIES (DIRECTORS' REMUNERATION AND AUDIT) (AMENDMENT) REGULATIONS 2025	DBT	Elucidation and doubt as to vires
S I 2025/444: THE COMPANIES ACT 2006 (RECOGNITION OF THIRD COUNTRY QUALIFICATIONS AND PRACTICAL TRAINING) (AMENDMENT) REGULATIONS 2025	DBT	Doubt as to vires
S I 2025/378: THE ELECTRICITY (INDIVIDUAL EXEMPTION FROM THE REQUIREMENT FOR A TRANSMISSION LICENCE (SPIORAD NA MARA) (SCOTLAND) ORDER 2025	DESNZ	Elucidation
S I 2025/409: THE TOWN AND COUNTRY PLANNING (CROWN DEVELOPMENT APPLICATIONS) (PROCEDURE AND WRITTEN REPRESENTATIONS) ORDER 2025	MHCLG	Defective drafting
S I 2025/411: THE TOWN AND COUNTRY PLANNING (CROWN DEVELOPMENT) (URGENT APPLICATIONS) (PROCEDURE) (ENGLAND) ORDER 2025	MHCLG	Defective drafting
S I 2025/502: THE POLICE (VETTING) REGULATIONS 2025	Home Office	Elucidation and defective drafting

SI title	Department/ Quango	Reason for reporting
S I 2025/515: THE DOMESTIC ABUSE ACT 2021 (COMMENCEMENT NO 9 AND SAVING PROVISIONS) REGULATIONS 2025	MoJ	Defective drafting
S I 2025/560: THE TOWN AND COUNTRY PLANNING (GENERAL PERMITTED DEVELOPMENT) (ENGLAND) (AMENDMENT) ORDER 2025	MHCLG	Elucidation
S I 2025/558: THE POLICE (CONDUCT, PERFORMANCE AND COMPLAINTS AND MISCONDUCT) (AMENDMENT) REGULATIONS 2025	Home Office	Failure to comply with proper legislative practice
S I 2025/571: THE WIRELESS TELEGRAPHY (SPECTRUM TRADING AND REGISTER) (AMENDMENT) REGULATIONS 2025	OFCOM	Doubt as to vires
S I 2025/569: THE REGISTRATION OF MARRIAGES AND CIVIL PARTNERSHIPS (REGISTRATION PROVISIONS) (AMENDMENT) REGULATIONS 2025	Home Office	Failure to comply with proper legislative practice
S I 2025/575: THE GENETIC TECHNOLOGY (PRECISION BREEDING) ACT 2023 (COMMENCEMENT NO 1) REGULATIONS 2025	DEFRA	Defective drafting
S I 2025/596: THE FOLKESTONE HARBOUR REVISION ORDER (AMENDMENT) ORDER 2025	DfT	Failure to comply with proper legislative practice
S I 2025/662: THE WATER SUPPLY AND SEWERAGE SERVICES (CUSTOMER SERVICE STANDARDS) (AMENDMENT) REGULATIONS 2025	DEFRA	Elucidation
S I 2025/661: THE ROAD VEHICLES (TYPE-APPROVAL) (AMENDMENT) REGULATIONS 2025	DfT	Failure to comply with proper legislative practice
SI 2025/678: THE VEHICLE EMISSIONS TRADING SCHEMES (AMENDMENT) ORDER 2025	DfT	Defective Drafting

SI title	Department/ Quango	Reason for reporting
SI 2025/761: THE COMPANIES AUTHORISED TO REGISTER, UNREGISTERED COMPANIES AND OVERSEAS COMPANIES (APPLICATION OF COMPANY LAW) REGULATIONS 2025	DBT	Elucidation
S.I. 2025/790: THE MARKING OF RETAIL GOODS REGULATIONS 2025	DEFRA	Unexpected use of enabling power
S.I. 2025/747: THE ONLINE SAFETY ACT 2023 (FEES NOTIFICATION) REGULATIONS 2025	DSIT	Failure to comply with proper legislative practice
S.I. 2025/762: THE ELECTRICITY ACT 1989 (REQUIREMENT OF CONSENT FOR SOLAR GENERATING STATIONS) (ENGLAND) ORDER 2025	DESNZ	Unjustifiable delay
S.I. 2025/796: THE ROAD VEHICLES (TYPE APPROVAL) (AMENDMENT) (NO.2) REGULATIONS 2025	DfT	Defective drafting
S.I. 2025/797: THE FIRE SAFETY (RESIDENTIAL EVACUATION PLANS) (ENGLAND) REGULATIONS 2025	MHCLG	Failure to comply with proper legislative practice
S.I. 2025/850: THE AIR NAVIGATION (AMENDMENT) ORDER 2025	DfT	Doubt as to vires
S.I. 2025/857: THE CHILDCARE PAYMENTS (ELIGIBILITY) (AMENDMENT AND TRANSITIONAL PROVISIONS) REGULATION 2025	HMT	Defective drafting
S.I. 2025/824: THE SAFEGUARDING VULNERABLE GROUPS ACT 2006 (ISLE OF MAN) ORDER 2025	Home Office	Doubt as to vires
S.I. 2025/825 :THE SAFEGUARDING VULNERABLE GROUPS ACT 2006 (JERSEY) ORDER 2025	Home Office	Doubt as to vires
S.I.2025/827: THE SAFEGUARDING VULNERABLE GROUPS ACT 2006 (GUERNSEY) ORDER 2025	Home Office	Doubt as to vires

SI title	Department/ Quango	Reason for reporting
S.I. 2025/734: THE GAMBLING ACT 2005 (COMMENCEMENT NO. 6 AND TRANSITIONAL PROVISIONS) (AMENDMENT) ORDER 2025	DCMS	Defective drafting
S.I. 2025/884: THE SOCIAL SECURITY (HABITUAL RESIDENCE, PAST PRESENCE AND TEMPORARY ABSENCE) (AMENDMENT) REGULATIONS 2025	DWP	Defective drafting
S.I. 2025/802: THE ELECTRICITY AND GAS (ENERGY COMPANY OBLIGATION) (AMENDMENT, SAVING AND TRANSITIONAL PROVISIONS) ORDER 2025	DESNZ	Defective Drafting
S.I. 2025/826: THE POWER TO AWARD DEGREES ETC. (LTE GROUP LIMITED) ORDER 2025	OfS	Doubt as to vires
S.I. 2025/890: THE POSTAL SERVICES (UNIVERSAL POSTAL SERVICE) (AMENDMENT) (NO. 2) ORDER 2025	OFCOM	Doubt as to vires
S.I. 2025/914: THE FIREARMS (AMENDMENT) RULES 2025	Home Office	Doubt as to vires
S.I. 2025/989: THE NATIONAL HEALTH SERVICE (PHARMACEUTICAL AND LOCAL PHARMACEUTICAL SERVICES) (MISCELLANEOUS AMENDMENTS) REGULATIONS 2025	DHSC	Failure to comply with proper legislative practice and doubt as to vires
S.I. 2025/1001: THE ELECTRICITY (INDIVIDUAL EXEMPTION FROM THE REQUIREMENT FOR A GENERATION LICENCE) (RIVERSIDE ENERGY PARK) (ENGLAND) ORDER 2025	DESNZ	Elucidation
S.I. 2025/1004: THE NON-CONTENTIOUS PROBATE (AMENDMENT) RULES 2025	MoJ	Elucidation
S.I. 2025/1017: THE BUILDING REGULATIONS ETC. (AMENDMENT) (ENGLAND) REGULATIONS 2025	MHCLG	Defective drafting
S.I. 2025/931: THE POWER TO AWARD DEGREES ETC. (NORTHERN SCHOOL OF CONTEMPORARY DANCE) ORDER 2025	OfS	Failure to comply with proper legislative practice

SI title	Department/ Quango	Reason for reporting
S.I. 2025/940: THE POWER TO AWARD DEGREES ETC. (TEC PARTNERSHIP) (AMENDMENT) ORDER 2025	OfS	Failure to comply with proper legislative practice
S.I. 2025/990: THE POWER TO AWARD DEGREES ETC. (CORNWALL COLLEGE) ORDER 2025	OfS	Failure to comply with proper legislative practice
S.I. 2025/1039: THE POWER TO AWARD DEGREES ETC. (LTE GROUP) ORDER 2025	OfS	Failure to comply with proper legislative practice
S.I. 2025/969: THE SOCIAL FUND WINTER FUEL PAYMENT REGULATIONS 2025	DWP	Elucidation
S.I. 2025/1009: THE CRIMINAL LEGAL AID (STANDARD CRIME CONTRACT) (AMENDMENT) REGULATIONS 2025	MoJ	Failure to comply with proper legislative practice
S.I. 2025/909: THE CRIMINAL PROCEDURE RULES 2025	MoJ	Doubt as to vires, Defective drafting
S.I. 2025/1074: THE STREET AND ROAD WORKS (CHARGES AND PENALTIES) (AMENDMENTS) (ENGLAND) REGULATIONS 2025	DfT	Elucidation
S.I. 2025/1106: THE UNMANNED AIRCRAFT (AMENDMENT) REGULATIONS 2025	DfT	Failure to comply with proper legislative practice
S.I. 2025/1129: THE BATHING WATER (AMENDMENT) (ENGLAND AND WALES) REGULATIONS 2025	DEFRA	Defective Drafting
S.I. 2025/1135: THE CARBON DIOXIDE TRANSPORT AND STORAGE (LICENSED OPERATORS) ADMINISTRATION (ENGLAND AND WALES) RULES 2025	DESNZ	Failure to comply with proper legislative practice, doubt as to vires

SI title	Department/ Quango	Reason for reporting
S.I. 2025/1138: THE IMMIGRATION (GUERNSEY) ORDER 2025	Home Office	Failure to comply with proper legislative practice
S.I. 2025/1194: THE POWER TO AWARD DEGREES (S P JAIN LONDON SCHOOL OF MANAGEMENT LIMITED) (AMENDMENT) ORDER 2025	OfS	Failure to comply with proper legislative practice
S.I. 2025/1170: THE PHYTOSANITARY CONDITIONS (AMENDMENT) (NO. 2) REGULATIONS 2025	DEFRA	Failure to comply with proper legislative practice and requires elucidation
S.I. 2025/1191: THE CHARITIES ACT 2022 (COMMENCEMENT NO. 4 AND SAVING PROVISION) REGULATIONS 2025	DCMS	Elucidation
S.I. 2025/1202: THE EUROPEAN REGISTERS OF ROAD TRANSPORT UNDERTAKINGS (DISCLOSURE OF INFORMATION) (AMENDMENT) REGULATIONS 2025	DfT	Failure to comply with proper legislative practice
S.I. 2025/1223: THE PORTSMOUTH INTERNATIONAL PORT AND CAMBER HARBOUR REVISION ORDER 2025	DfT	Elucidation
S.I. 2025/1231: THE PAROLE BOARD (AMENDMENT) RULES 2025	MoJ	Defective drafting
S.I. 2025/1239: THE SAFEGUARDING VULNERABLE GROUPS ACT 2006 (PRESCRIBED PURPOSES) REGULATIONS 2025	Home Office	Failure to comply with proper legislative practice
S.I. 2025/1262: THE LEVELLING-UP AND REGENERATION ACT 2023 (COMMENCEMENT NO. 8 AND TRANSITIONAL PROVISION) REGULATIONS 2025	MHCLG	Defective drafting
S.I. 2025/1243: THE PUBLIC RECORD OFFICE (FEES) REGULATIONS 2025	DCMS	Elucidation
S.I. 2025/1275: THE COURT FUNDS (AMENDMENT) RULES 2025	MoJ	Defective drafting

SI title	Department/ Quango	Reason for reporting
S.I.2025/1327: THE CENTRAL AFRICAN REPUBLIC (SANCTIONS) (EU EXIT) (AMENDMENT) REGULATIONS 2025	FCDO	Defective drafting
S.I. 2025/1340: THE SCHOOLS (RECORDING AND REPORTING OF SECLUSION AND RESTRAINT) (ENGLAND) REGULATIONS 2025	DfE	Failure to comply with proper legislative practice
S.I. 2025/1348: THE SCHOOLS (RECORDING AND REPORTING OF SECLUSION AND RESTRAINT) (NO. 2) (ENGLAND) REGULATIONS 2025	DfE	Failure to comply with proper legislative practice
S.I.2025/1239: THE CRIMINAL LEGAL AID (GENERAL AND REMUNERATION) (AMENDMENT) REGULATIONS 2025	MoJ	Failure to comply with proper legislative practice
S.I. 2025/1360: THE MINISTRY OF DEFENCE POLICE (CONDUCT, PERFORMANCE AND APPEALS TRIBUNALS) (AMENDMENT) (NO. 2) REGULATIONS 2025	MoD	Failure to comply and doubt as to vires
S.I. 2026/21: THE ARMED FORCES (SERVICE COMPLAINTS) (AMENDMENT) REGULATIONS 2026	MoD	Doubt as to vires
DRAFT S.I.: THE ESSEX (ELECTORAL CHANGES) (AMENDMENT) ORDER 2026	LGBCE	Elucidation
S.I. 2025/1322: THE TOWN AND COUNTRY PLANNING (ENTERTAINMENT RESORT COMPLEX, BEDFORD) SPECIAL DEVELOPMENT (NO. 2) ORDER 2025	MHCLG	Elucidation, defective drafting, failure to comply with proper legislative practice
S.I. 2025/1341: THE APPRENTICESHIPS, SKILLS, CHILDREN AND LEARNING ACT 2009 (COMMENCEMENT NO. 7) ORDER 2025	DfE	Failure to comply with proper legislative practice
S.I. 2026/62: THE LYME REGIS, BRIDPORT (WEST BAY) AND WEYMOUTH HARBOUR REVISION ORDER 2026	DfT	Defective drafting

SI title	Department/ Quango	Reason for reporting
S.I. 2026/144 THE PUBLIC INTEREST MERGER REFERENCE (TELEGRAPH MEDIA GROUP HOLDINGS LIMITED) (PRE-EMPTIVE ACTION) ORDER 2026	DCMS	Elucidation and defective drafting
S.I. 2026/202: THE NATIONAL INSTITUTE FOR HEALTH AND CARE EXCELLENCE (AMENDMENT) REGULATIONS 2026	DHSC	Unexpected use of enabling power
DRAFT MINISTERIAL AND OTHER SALARIES ACT 1975 (AMENDMENT) ORDER 2026	CO	Purported retrospective effect
S.I. 2026/204: THE PAROLE BOARD (AMENDMENT) (NO. 2) REGULATIONS 2026	MoJ	Failure to comply with proper legislative practice
S.I. 2026/206: THE LEVELLING-UP AND REGENERATION ACT 2023 (CONSEQUENTIAL AMENDMENTS AND TRANSITIONAL PROVISIONS) (NO. 3) (ENGLAND) REGULATIONS 2026	MHCLG	Defective drafting
S.I. 2026/180: AUTHORISATION OF FREQUENCY USE FOR THE PROVISION OF MOBILE SATELLITE SERVICES (EUROPEAN UNION) (REVOCATION ETC.) REGULATIONS 2026	DSIT	Failure to comply with proper legislative practice
S.I. 2026/293: DIGITAL MARKETS, COMPETITION AND CONSUMERS ACT 2024 (ALTERNATIVE DISPUTE RESOLUTION) (INFORMATION) REGULATIONS 2026	DBT	Defective drafting