House of Commons
Select Committee on Statutory Instruments

Fourth Report of Session 2014–15

Ordered by The House of Commons to be printed 25 March 2015
Current membership

Mr George Mudie MP (Labour, Leeds East) (Chairman)
Michael Ellis MP (Conservative, Northampton North)
John Hemming MP (Liberal Democrat, Birmingham, Yardley)
Mr Ian Liddell-Grainger MP (Conservative, Bridgwater and West Somerset)
Toby Perkins MP (Labour, Chesterfield)
Rt Hon Andrew Robathan MP (Conservative, South Leicestershire)

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 www.parliament.uk/scsi.

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

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

Committee staff

The current staff of the Committee are Joanna Welham (Clerk) and Liz Booth (Committee Assistant). Advisory Counsel: Peter Davis, Peter Brooksbank, Philip Davies and Daniel Greenberg.

Contacts

All correspondence should be addressed to the Clerk of the Select Committee on Statutory Instruments, 7 Millbank, London SW1P 3JA. The telephone number for general inquiries is: 020 7219 2026; the Committee’s email address is: jcsi@parliament.uk.
Contents

Report

Instruments not reported 3

Annex 3
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.

○ denotes written evidence has been submitted but not printed

Annex

Draft instruments requiring affirmative approval

Draft S.I.  Community Infrastructure Levy (Amendment) Regulations 2015

Instruments subject to annulment


S.I. 2015/125  Statutory Shared Parental Pay (Miscellaneous Amendments) Regulations 2015

S.I. 2015/130  Promoters of Tax Avoidance Schemes (Prescribed Circumstances under Section 235) Regulations 2015

S.I. 2015/131  Finance Act 2014 (Schedule 34 Prescribed Matters) Regulations 2015

S.I. 2015/171  Income Tax (Pay As You Earn) (Amendment No. 2) Regulations 2015

S.I. 2015/335  Double Taxation Relief (Bank Levy) (Netherlands) Order 2015

S.I. 2015/344  Bank Levy (Double Taxation Arrangements) (Netherlands) Regulations 2015

S.I. 2015/346  Income Tax (Qualifying Child Care) Regulations 2015


S.I. 2015/361  Venture Capital Trust (Winding up and Mergers) (Tax) (Amendment) Regulations 2015