

The Scrutiny of Regulations Process

Steps taken after enactment:

Referral to the Assembly

Regulations are tabled in the Legislative Assembly.

Referral to appropriate policy field committee.



Review by Law Clerk

The Law Clerk reviews all regulations.

The Law Clerk prepares a report for policy field committees to show potential legal concerns.



Review by Policy Field Committee

The committee tables the Law Clerk's report including any correspondence.

The committee may identify concerns independently of the Law Clerk. Rule 147(2) outlines grounds that may require special attention by the committee such as a regulation being prejudicial to the public interest.

The committee determines whether to pursue the concern further or consider the issue resolved.

The committee may:

- direct additional correspondence between the ministry and Law Clerk
- call officials to appear before the committee
- hold public hearings



Report to Assembly

If the committee plans to bring attention to any regulation its observations or recommendations, the committee is required to inform the government ministry or authority of its intention to report.

A report is submitted to the Assembly that states the business conducted, status of regulations before the committee, and the concerns to be considered by the Assembly.

The Assembly may order revocation of regulation (s. 4-16, *The Legislation Act*).

Correspondence with Minister

Correspondence with the minister responsible if a concern is identified.

The ministry may respond to the Law Clerk's concerns.

The issue is reported to the policy field committee.

Correspondence with Minister

The ministry may respond to the Law Clerk's concerns.

If the issue is not resolved, the policy field committee may review the regulation.