

Question  
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Q. What is delegated legislation? Why it should be within limits? - Ragini Khor.

Ans: -

Legislation is the sovereign function of the legislature but because of less time, less specialization the legislations are temporarily transferred to the Executive. This is called delegated legislation.

Delegated legislation :- It is subordinate legislation because it is done by the sub-ordinate Executive.

- Delegate legislation has its own advantages such as it develops team spirit among legislature & Executive, reduces work burden, improves specialization & more participation of legislature & Executive.

It should be within limits because of its advantages.

- Let's discuss its disadvantages :-

## Disadvantages

- power of executive.
- Conflicts.
- Corruption.
- Despotism

It unnecessarily increases the power of the executive over legislature.

Because of more participation, conflicts occurs among both bodies.

It is corrupted because bureaucrats often use it for their personal needs.

According to Lord Hewart, it gives birth to New Despotism, because executive becomes dictator and ~~is~~ uncontrolled.

Summing up, there are several safeguards against delegated legislation.

- Open for judicial review.
- Financial powers should be transferred.
- Blank delegation should not be given.

Excellent!