



# Legislation (Wales) Act 2019

2019 anaw 4

## PART 2 **E+W**

### INTERPRETATION AND OPERATION OF WELSH LEGISLATION

#### *Application and effect of Part*

### 3 Legislation to which this Part applies **E+W**

- (1) This Part applies to—
  - (a) this Act;
  - (b) [<sup>F1</sup>Acts of Senedd Cymru] that receive Royal Assent on or after [<sup>F2</sup>1 January 2020];
  - (c) Welsh subordinate instruments that are made on or after [<sup>F3</sup>1 January 2020].
- (2) “Welsh subordinate instrument” means an instrument (whether or not that instrument is a statutory instrument) containing only one or both of the following—
  - (a) subordinate legislation that is made under an [<sup>F4</sup>Act of Senedd Cymru] or an Assembly Measure, whether by the Welsh Ministers or by any other person;
  - (b) subordinate legislation that—
    - (i) is made under an Act of the Parliament of the United Kingdom or [<sup>F5</sup>assimilated direct] legislation,
    - (ii) is made only by the Welsh Ministers or any other devolved Welsh authority (within the meaning given by section 157A of the Government of Wales Act 2006 (c. 32)), and
    - (iii) applies only in relation to Wales.
- (3) References in the rest of this Part to an [<sup>F4</sup>Act of Senedd Cymru] or a Welsh subordinate instrument are (unless otherwise provided) references to an [<sup>F4</sup>Act of Senedd Cymru] or Welsh subordinate instrument to which this Part applies by virtue of subsection (1).
- [<sup>F6</sup>(4) In relation to subordinate legislation that relates to fishing, fisheries or fish health and is made after section 45 of the Fisheries Act 2020 (c. 22) comes into force, the

*Changes to legislation: There are currently no known outstanding effects for the Legislation (Wales) Act 2019, Cross Heading: Application and effect of Part. (See end of Document for details)*

reference in subsection (2)(b)(iii) to Wales includes the area of the Welsh zone beyond the seaward limits of the territorial sea.]

#### Textual Amendments

- F1** Words in Act substituted (6.5.2020) by [Senedd and Elections \(Wales\) Act 2020 \(anaw 1\)](#), s. 42(2), [Sch. 1 para. 5\(9\)](#)
- F2** Words in s. 3(1)(b) substituted (11.10.2019) by [The Legislation \(Wales\) Act 2019 \(Commencement Order 2019 \(S.I. 2019/1333\)\)](#), arts. 1(2), [3\(a\)](#)
- F3** Words in s. 3(1)(c) substituted (11.10.2019) by [The Legislation \(Wales\) Act 2019 \(Commencement Order 2019 \(S.I. 2019/1333\)\)](#), arts. 1(2), [3\(b\)](#)
- F4** Words in Act substituted (6.5.2020) by [Senedd and Elections \(Wales\) Act 2020 \(anaw 1\)](#), s. 42(2), [Sch. 1 para. 5\(8\)](#)
- F5** Words in s. 3(2)(b) substituted (1.1.2024) by [Retained EU Law \(Revocation and Reform\) Act 2023 \(c. 28\)](#), s. 22(3), [Sch. 2 para. 9\(2\)\(b\)](#) (with s. 22(6)); S.I. 2023/1363, reg. 3(e)
- F6** S. 3(4) inserted (23.1.2021) by [Fisheries Act 2020 \(c. 22\)](#), [ss. 46\(6\)\(a\)](#), 54(2) (with Sch. 4 para. 31)

#### Commencement Information

- I1** S. 3 in force for specified purposes at 11.9.2019, see s. 44(1)(c)
- I2** S. 3 in force at 1.1.2020 in so far as not already in force by S.I. 2019/1333, [art. 2](#)

## 4 Effect of provisions in this Part E+W

- (1) Where this Part applies to an [<sup>F4</sup>Act of Senedd Cymru] or a Welsh subordinate instrument, the provisions in this Part have effect in relation to the Act or instrument except so far as—
- (a) express provision is made to the contrary, or
  - (b) the context requires otherwise.
- (2) The exception in subsection (1) does not apply to section 5 (equal status of texts of bilingual legislation).
- (3) Paragraph (b) of that exception does not apply to—
- (a) section 10 (references to time of day);
  - (b) section 28 (application of Welsh legislation to the Crown);
  - (c) section 33 (repeals and revocations do not revive law previously repealed, revoked or abolished).

#### Textual Amendments

- F4** Words in Act substituted (6.5.2020) by [Senedd and Elections \(Wales\) Act 2020 \(anaw 1\)](#), s. 42(2), [Sch. 1 para. 5\(8\)](#)

#### Commencement Information

- I3** S. 4 in force for specified purposes at 11.9.2019, see s. 44(1)(c)
- I4** S. 4 in force at 1.1.2020 in so far as not already in force by S.I. 2019/1333, [art. 2](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Legislation (Wales) Act 2019, Cross  
Heading: Application and effect of Part.