



# Government of Wales Act 2006

## 2006 CHAPTER 32

### PART 6

#### MISCELLANEOUS AND SUPPLEMENTARY

##### *Supplementary*

#### 158 Interpretation

(1) In this Act (except where the context otherwise requires)—

“[<sup>F1</sup>EU] law” means—

- (a) all the rights, powers, liabilities, obligations and restrictions from time to time created or arising by or under the [<sup>F1</sup>EU] Treaties, and
- (b) all the remedies and procedures from time to time provided for by or under the [<sup>F1</sup>EU] Treaties,

“the Convention rights” has the same meaning as in the Human Rights Act 1998 (c. 42),

“cross-border body” means any body (including a government department) or undertaker exercising functions, or carrying on activities, in or with respect to Wales (or any part of Wales) and anywhere else,

“enactment” includes an Assembly Measure, an Act of the Assembly and subordinate legislation (but see also subsection (2)),

“English border area” means a part of England adjoining Wales (but not the whole of England),

“financial year” means the twelve months ending with 31st March,

“function” means power or duty,

“government department” means any department of the Government of the United Kingdom,

“international obligations” means any international obligations of the United Kingdom other than obligations to observe and implement [<sup>F1</sup>EU] law or the Convention rights,

“Minister of the Crown” includes the Treasury,

*Status: Point in time view as at 09/12/2015. This version of this provision has been superseded.*

*Changes to legislation: Government of Wales Act 2006, Section 158 is up to date with all changes known to be in force on or before 25 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

“modifications” includes amendments, repeals and revocations,

“subordinate legislation” has the same meaning as in the Interpretation Act 1978 (c. 30) (including an instrument made under an Assembly Measure or Act of the Assembly),

“tribunal” means any tribunal in which legal proceedings may be brought,<sup>F2</sup>

“Wales” includes the sea adjacent to Wales out as far as the seaward boundary of the territorial sea,<sup>F3</sup> and

“Welsh zone” means the sea adjacent to Wales which is—

- (a) within British fishery limits (that is, the limits set by or under section 1 of the Fishery Limits Act 1976), and
- (b) specified in an Order in Council under section 58 or an order under subsection (3).]

(2) In sections 95(3), 109(2)<sup>F4</sup>, 116C(2)] and 151(2) “enactment” includes an Act of the Scottish Parliament and an instrument made under such an Act.

<sup>F5</sup>(3) The Secretary of State may by order determine, or make provision for determining, for the purposes of the definitions of “Wales” and the “Welsh zone”, any boundary between waters which are to be treated as parts of the sea adjacent to Wales, or sea within British fishery limits adjacent to Wales, and those which are not.]

(4) An Order in Council under section 58 may include any provision that may be included in an order under subsection (3).

(5) No order is to be made under subsection (3) unless a draft of the statutory instrument containing it has been laid before, and approved by a resolution of, each House of Parliament.

(6) Section 13 of the National Audit Act 1983 (c. 44) (interpretation of references to the Committee of Public Accounts) applies for the purposes of this Act as for those of that Act.

#### Textual Amendments

**F1** Words in Act substituted (22.4.2011) by [The Treaty of Lisbon \(Changes in Terminology\) Order 2011 \(S.I. 2011/1043\)](#), arts. 2, 3-6

**F2** Word in s. 158(1) repealed (12.1.2010) by [Marine and Coastal Access Act 2009 \(c. 23\)](#), ss. 321, 324, [Sch. 22 Pt. 1](#); S.I. 2009/3345, [art. 2](#), Sch. para. 27

**F3** S. 158(1): definition of “Welsh Zone” and preceding word inserted (12.11.2009 for certain purposes and 12.1.2010 in so far as not already in force) by [Marine and Coastal Access Act 2009 \(c. 23\)](#), [ss. 43\(2\)](#), 324; S.I. 2009/3345, [art. 2](#), Sch. para. 7

**F4** Word in s. 158(2) inserted (17.2.2015) by [Wales Act 2014 \(c. 29\)](#), [ss. 6\(5\)](#), 29(2)(b)(3)

**F5** S. 158(3) substituted (12.11.2009 for certain purposes and 12.1.2010 in so far as not already in force) by [Marine and Coastal Access Act 2009 \(c. 23\)](#), [ss. 43\(3\)](#), 324; S.I. 2009/3345, [art. 2](#), Sch. para. 7

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