



Tribunals and Inquiries Act 1992

1992 CHAPTER 53

Supplementary provisions

16 Interpretation.

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

“decision”, “procedural rules” and “working”, in relation to a tribunal, shall be construed subject to section 14,

^{F1} ...

[^{F2}“enactment” includes an Act of the Scottish Parliament,]

“Minister” includes [^{F3}the [^{F4}Welsh Ministers] and] any Board presided over by a Minister,

[^{F5}“Northern Ireland devolved provision” means provision which could be made by an Act of the Northern Ireland Assembly without the consent of the Secretary of State (see sections 6 to 8 of the Northern Ireland Act 1998),]

^{F6} ...

“statutory inquiry” means—

(a) an inquiry or hearing held or to be held in pursuance of a duty imposed by any statutory provision, or

(b) an inquiry or hearing, or an inquiry or hearing of a class, designated for the purposes of this section by an order under subsection (2),

[^{F7}but does not include an inquiry or hearing held or to be held in Wales under any provision of the Town and Country Planning Act 1990, the Planning (Listed Buildings and Conservation Areas) Act 1990 or the Planning (Hazardous Substances) Act 1990,] and

“statutory provision” means a provision contained in, or having effect under, any enactment,

^{F8} ...

(2) The Lord Chancellor ^{F9} . . . may by order designate for the purposes of this section any inquiry or hearing held or to be held in pursuance of a power conferred by any statutory provision specified or described in the order, or any class of such inquiries or hearings.

Changes to legislation: Tribunals and Inquiries Act 1992, Section 16 is up to date with all changes known to be in force on or before 04 June 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) View outstanding changes

- [^{F10}(2A) In relation to inquiries or hearings held or to be held in Northern Ireland, the power to make an order under subsection (2) is exercisable by the Department of Justice in Northern Ireland (and not by any Minister of the Crown) so far as the power may be used to make Northern Ireland devolved provision; and subsection (2) is to be read accordingly.]
- [^{F11}(2B) The power to make an order under subsection (2) is not exercisable in relation to inquiries or hearings held or to be held in Wales by or on behalf of the Welsh Ministers.
- (2C) The Welsh Ministers may by order designate for the purposes of this section any inquiry or hearing held or to be held in Wales by or on behalf of the Welsh Ministers in pursuance of a power conferred by any statutory provision specified or described in the order, or any class of such inquiries or hearings.]
- (3) References in this Act to members of tribunals include references to the person constituting a tribunal consisting of one person.

Textual Amendments

- F1** Words in s. 16 omitted (19.9.2013) by virtue of [The Public Bodies \(Abolition of Administrative Justice and Tribunals Council\) Order 2013](#) (S.I. 2013/2042), art. 1(2), **Sch. para. 13(a)**
- F2** S. 16(1): definition of "enactment" inserted (1.11.2007) by [Tribunals, Courts and Enforcement Act 2007](#) (c. 15), ss. 48(1), 148(5), **Sch. 8 para. 30(b)**; S.I. 2007/2709, **art. 3(b)(i)**
- F3** S. 16(1): words in the definition of "Minister" inserted (1.4.1999) by 1998 c. 38, s. 125, **Sch. 12 para. 33** (with ss. 139(2), 143(2)); S.I. 1999/782, **art. 2**
- F4** Words in s. 16(1) substituted by [Government of Wales Act 2006](#) (c. 32), s. 160(1), **Sch. 10 para. 38** (with **Sch. 11 para. 22**) (the amending provision coming into force immediately after the 2007 election (held on 3.5.2007) subject to s. 161(4)(5) of the amending Act, which provides for certain provisions to come into force for specified purposes immediately after the end of the initial period (which ended with the day of the first appointment of a First Minister on 25.5.2007) see ss. 46, 161(1)(4)(5) of the amending Act)
- F5** S. 16(1): definition of "Northern Ireland devolved provision" inserted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010](#) (S.I. 2010/976), arts. 1(2), 15(5), **Sch. 18 para. 48(6)** (with arts. 28-31); S.I. 2010/977, art. 1(2)
- F6** Words in s. 16 omitted (19.9.2013) by virtue of [The Public Bodies \(Abolition of Administrative Justice and Tribunals Council\) Order 2013](#) (S.I. 2013/2042), art. 1(2), **Sch. para. 13(b)**
- F7** Words in s. 16(1) inserted (E.W.) (6.9.2015 for specified purposes, 5.5.2017 in so far as not already in force) by [Planning \(Wales\) Act 2015](#) (anaw 4), s. 58(2)(b)(4)(b), **Sch. 5 para. 27**; S.I. 2017/546, art. 3(e)
- F8** Words in s. 16 omitted (19.9.2013) by virtue of [The Public Bodies \(Abolition of Administrative Justice and Tribunals Council\) Order 2013](#) (S.I. 2013/2042), art. 1(2), **Sch. para. 13(c)**
- F9** Words in s. 16(2) omitted (1.7.1999) by S.I. 1999/1750, arts. 1, 6(1), **Sch. 5 para. 11**; S.I. 1998/3178, **art. 3**
- F10** S. 16(2A) inserted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010](#) (S.I. 2010/976), arts. 1(2), 15(5), **Sch. 18 para. 48(7)** (with arts. 28-31); S.I. 2010/977, art. 1(2)
- F11** S. 16(2B)(2C) inserted (24.5.2018) by [The Welsh Ministers \(Transfer of Functions\) Order 2018](#) (S.I. 2018/644), arts. 1(1), **32(5)**

Modifications etc. (not altering text)

- C1** S. 16(2): transfer of certain functions (1.7.1999) by S.I. 1999/1750, arts. 1, 2, **Sch. 1** (with art. 7); S.I. 1998/3178, **art. 3**

Changes to legislation:

Tribunals and Inquiries Act 1992, Section 16 is up to date with all changes known to be in force on or before 04 June 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.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- s. 16(1) words repealed by [2007 c. 15 Sch. 23 Pt. 1](#)
- s. 16(1) words substituted by [2023 asc 3 Sch. 13 para. 165](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 8(1A) inserted by [2007 c. 15 Sch. 8 para. 26](#) (This amendment not applied to [legislation.gov.uk](#). as the inserting provision was repealed (3.11.2008) without ever being in force by [2007 c. 15. Sch. 23 Pt.1, S.I. 2008/2696, art. 5\(i\)\(vii\)](#))
- s. 9(5) added by [2006 asp 17 s. 52\(2\)](#)
- s. 9(5)(a) words in s. 9(5) renumbered as s. 9(5)(a) by [2011 asp 3 s. 29\(2\)\(a\)](#)
- s. 9(5)(b) and word inserted by [2011 asp 3 s. 29\(2\)\(b\)](#)
- Sch. 1 Pt. 1 Table para. 9B inserted by [2006 c. 14 s. 58\(5\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 58(5) repealed (1.9.2009) without ever being in force by [S.I. 2009/1835, arts. 1, 4\(3\), Sch. 3 \(with Sch. 4\)](#))
- Sch. 1 Pt. 1 Table para. 8 repealed by [2000 c. 14 Sch. 6](#)
- Sch. 1 Pt. 1 Table para. 19 repealed by [2007 c. 15 Sch. 23 Pt. 1](#)
- Sch. 1 Pt. 2 Table para. 54B inserted by [2007 asp 3 Sch. 5 para. 21](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 5 para. 21 repealed (31.1.2011) by [2010 asp 8, sch. 4 Pt. 2; S.S.I. 2011/30, art. 3\(1\), Sch. 1](#))