



Enterprise Act 2016

CHAPTER 12

ENTERPRISE ACT 2016

PART 1

THE SMALL BUSINESS COMMISSIONER

The Commissioner

- 1 Small Business Commissioner

“Small businesses”

- 2 Small businesses in relation to which the Commissioner has functions

General advice and information

- 3 General advice and information

Complaints scheme

- 4 The SBC complaints scheme
- 5 Enquiry into, consideration and determination of complaints
- 6 Reports on complaints
- 7 Scheme regulations
- 8 Confidentiality

Reports and reviews

- 9 Annual report
- 10 Review of Commissioner's performance

Status: Point in time view as at 01/04/2017.

Changes to legislation: There are currently no known outstanding effects for the Enterprise Act 2016. (See end of Document for details)

Power to abolish

- 11 Power to abolish the Commissioner
- 12 Regulations under section 11: procedure

Definitions

- 13 Definitions used in Part 1

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Business impact target

- 14 Extension of target to provisions made by regulators

Reporting requirements

- 15 Duty to report on effect of regulators' code
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- 17 Power of Welsh Ministers to apply regulators' principles and code of practice
- 18 Removal of restrictions

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- 19 Secondary legislation: duty to review

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- 23 The Institute for Apprenticeships: transitional provision
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- 36 UK Government Investments Limited

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- 38 UK Green Investment Bank: transitional provision

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SCHEDULES

SCHEDULE 1 — The Small Business Commissioner

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Status

- 1 The Commissioner is a corporation sole.

Appointment of Commissioner

- 2 The Commissioner is to be appointed by the Secretary of...

Deputy Commissioners

- 3 The Secretary of State may appoint one or more Deputy...
4 The Commissioner may delegate any of the Commissioner's functions to...

Term of office etc

- 5 A person holds and vacates office as the Commissioner or...

Remuneration

- 6 The Secretary of State may pay to or in respect...

Commissioner and Deputy Commissioners not civil servants

- 7 Service as the Commissioner or a Deputy Commissioner is not...

Acting as Commissioner during vacancy etc

- 8 (1) The nominated person is to act as Commissioner—

Conflicts of interest

- 9 (1) The Commissioner must make procedural arrangements for dealing with...

Validity of acts

- 10 A defect in appointment does not affect the validity of...

Staff

- 11 (1) The Commissioner may appoint staff. (2) Staff are to...
12 (1) The Commissioner may make arrangements for persons to be...
13 Before appointing staff under paragraph 11 or making arrangements under...

Financial and other assistance from the Secretary of State

- 14 (1) The Secretary of State may make payments and provide...

Application of seal and proof of documents

- 15 (1) The application of the Commissioner's seal must be authenticated...

Incidental powers

- 16 The Commissioner may do anything that is calculated to facilitate...

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Exemption from liability for damages

17 (1) The following are exempt from liability in damages for...

Parliamentary Commissioner Act 1967

18 In Schedule 2 to the Parliamentary Commissioner Act 1967
(departments...

House of Commons Disqualification Act 1975

19 In Part 3 of Schedule 1 to the House of...

Northern Ireland Assembly Disqualification Act 1975

20 In Part III of Schedule 1 to the Northern Ireland...

Freedom of Information Act 2000

21 In Part 6 of Schedule 1 to the Freedom of...

SCHEDULE 2 — Business impact target: consequential and related amendments

- 1 The Small Business, Enterprise and Employment Act 2015 is amended...
- 2 (1) In section 23 (Secretary of State's duty to publish...
- 3 In that section, after subsection (3) insert—
- 4 After section 24 insert— Duty on relevant regulators to assess...
- 5 In section 26 (amending the business impact target etc) after...

SCHEDULE 3 — Primary authority scheme: new Schedule 4A to RESA 2008
This is the Schedule 4A to be substituted for Schedule...

SCHEDULE 4 — The Institute for Apprenticeships

- 1 The Apprenticeships, Skills, Children and Learning Act 2009 is amended...
- 2 In Part 1 (apprenticeships, study and training) before Chapter A1...
- 3 Before section A1 insert— “Introductory”
- 4 In section A1 (meaning of “approved English apprenticeship”), in subsection...
- 5 For section A2 (approved apprenticeship standards) substitute—
Publication of standards...
- 6 (1) Section A3 (power to issue apprenticeship certificate) is amended...
- 7 In section 122 (sharing of information for education and training...
- 8 In section 262(6) (orders and regulations subject to affirmative procedure)...
- 9 Before Schedule 1 insert— SCHEDULE A1 the Institute for Apprenticeships...
- 10 In Schedule 1 to the Superannuation Act 1972, in the...
- 11 In Part 6 of Schedule 1 to the Freedom of...

SCHEDULE 5 — Sunday working

Employment Rights Act 1996

- 1 The Employment Rights Act 1996 is amended as follows.
- 2 In section 41 (opted-out shop workers and betting workers), for...

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- 3 After section 41 insert— Notice of objection by shop workers...
- 4 (1) Section 42 (explanatory statement) is amended as follows.
- 5 In the heading of section 43, after “work” insert “... ”
- 6 After section 43 (in Part 4) insert— Contractual requirements relating...
- 7 After section 45 insert— Sunday working for shop workers: additional...
- 8 In section 48 (complaints to employment tribunals), after subsection (1)...
- 9 After section 101 insert— Shop workers who refuse to work...
- 10 In section 108 (qualifying period of employment), in subsection (3)...
- 11 In section 236 (orders and regulations), in subsection (3) after...

Employment Act 2002

- 12 In section 38 of the Employment Act 2002 (failure to...

SCHEDULE 6 — Restriction on public sector exit payments: consequential and related provision

Small Business, Enterprise and Employment Act 2015

- 1 In section 154 of the Small Business, Enterprise and Employment...
- 2 In section 156 of that Act (power to make regulations...
- 3 In section 161 of that Act (supplementary provision about regulations),...

Power to amend public sector schemes

- 4 (1) Regulations may amend any relevant public sector scheme to...

Local Government Pension Scheme Regulations 2013 (S.I. 2013/2356)

- 5 (1) In the Local Government Pension Scheme Regulations 2013 (S.I....

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Changes to legislation:

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