



Nuclear Energy (Financing) Act 2022

2022 CHAPTER 15

PART 3

SPECIAL ADMINISTRATION REGIME

Interpretation

39 Interpretation of Part 3

(1) In this Part—

“the Authority” means the Gas and Electricity Markets Authority;

“business”, “member” and “property” have the same meanings as in the Insolvency Act 1986;

“company” means a company registered under the Companies Act 2006 in England and Wales or Scotland;

“court”, in relation to a company, means the court—

- (a) having jurisdiction to wind up the company, or
- (b) that would have such jurisdiction apart from section 221(2) or 441(2) of the Insolvency Act 1986 (exclusion of winding up jurisdiction in case of companies having principal place of business in, or incorporated in, Northern Ireland);

“functions” includes powers and duties;

“modification” includes omission, addition or alteration, and cognate expressions are to be construed accordingly;

“nuclear administrator” has the meaning given by section 31(2) and is to be construed in accordance with subsection (2) of this section;

“objective of a relevant licensee nuclear company administration” is to be construed in accordance with section 32;

“relevant licence” has the meaning given by section 31(4);

“relevant licensee nuclear company” has the same meaning as in Part 1;

Status: This is the original version (as it was originally enacted).

“RLNC administration order” (or “relevant licensee nuclear company administration order”) has the meaning given by section 31(1);

“subsidiary” and “wholly-owned subsidiary” have the meaning given by section 1159 of the Companies Act 2006.

- (2) In this Part references to the nuclear administrator of a company—
- (a) include references to a person appointed under paragraph 91 or 103 of Schedule B1 to the Insolvency Act 1986, as applied by Part 1 of Schedule 20 to the Energy Act 2004 and section 33 of this Act to be the nuclear administrator of that company, and
 - (b) where two or more persons are appointed to be the nuclear administrator of that company, are to be construed in accordance with the provision made under section 158(5) of the Energy Act 2004, as applied by section 33 of this Act.