



# Retained EU Law (Revocation and Reform) Act 2023

## 2023 CHAPTER 28

### *Final provisions*

#### **21 Interpretation**

(1) In this Act—

“assimilated law” has the meaning given by [section 5\(1\)](#);

“devolved authority” means—

- (a) the Scottish Ministers,
- (b) the Welsh Ministers, or
- (c) a Northern Ireland department;

“domestic law” means the law of England and Wales, Scotland or Northern Ireland;

“enactment” means—

- (a) an enactment (whenever passed or made) contained in, or in an instrument made under, any primary legislation, or
- (b) any [<sup>F1</sup>assimilated direct] legislation;

“Minister of the Crown” has the same meaning as in the Ministers of the Crown Act 1975 and also includes the Commissioners for His Majesty’s Revenue and Customs;

“modify” includes amend, repeal or revoke (and related expressions are to be read accordingly);

“Northern Ireland devolved authority” means—

- (a) the First Minister and deputy First Minister acting jointly,
- (b) a Northern Ireland Minister, or
- (c) a Northern Ireland department;

“primary legislation” means—

- (a) an Act of Parliament,
- (b) an Act of the Scottish Parliament,

*Status: Point in time view as at 01/01/2024.*

*Changes to legislation: There are currently no known outstanding effects for the Retained EU Law (Revocation and Reform) Act 2023, Section 21. (See end of Document for details)*

- (c) an Act or Measure of Senedd Cymru, or
  - (d) Northern Ireland legislation;
- “relevant national authority” means—
- (a) a Minister of the Crown,
  - (b) a devolved authority, or
  - (c) a Minister of the Crown acting jointly with one or more devolved authorities;
- “secondary assimilated law” has the meaning given by [section 12\(2\)](#);
- “secondary retained EU law” has the meaning given by [section 11\(2\)](#);
- “subordinate legislation” means—
- (a) an instrument (other than an instrument that is Northern Ireland legislation) made under any primary legislation, or
  - (b) an instrument made on or after IP completion day under any [<sup>F1</sup>assimilated direct] legislation.
- (2) In this Act—
- (a) references to an instrument made under an Act include in particular any Order in Council, order, rules, regulations, scheme, warrant or byelaw made under an Act;
  - (b) references to an instrument made under any [<sup>F2</sup>assimilated direct] legislation include in particular any Order in Council, order, rules, regulations, scheme, warrant or byelaw made under any [<sup>F2</sup>assimilated direct] legislation.
- (3) In this Act references to anything which is retained EU law by virtue of section 4 of the European Union (Withdrawal) Act 2018 include references to any modifications, made on or after IP completion day, of the rights, powers, liabilities, obligations, restrictions, remedies or procedures concerned.

#### Textual Amendments

- F1** Words in s. 21(1) substituted (1.1.2024) by [Retained EU Law \(Revocation and Reform\) Act 2023](#) (c. 28), s. 22(3), [Sch. 2 para. 11\(5\)\(a\)](#) (with s. 22(6)); S.I. 2023/1363, reg. 3(e)
- F2** Words in s. 21(2) substituted (1.1.2024) by [Retained EU Law \(Revocation and Reform\) Act 2023](#) (c. 28), s. 22(3), [Sch. 2 para. 11\(5\)\(b\)](#) (with s. 22(6)); S.I. 2023/1363, reg. 3(e)

#### Commencement Information

- I1** S. 21 in force at Royal Assent, see [s. 22\(1\)\(e\)](#)

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**Changes to legislation:**

There are currently no known outstanding effects for the Retained EU Law (Revocation and Reform) Act 2023, Section 21.