



# Growth and Infrastructure Act 2013

## 2013 CHAPTER 27

### *General provisions*

#### **32 Orders**

- (1) Any power of the Secretary of State to make an order under this Act—
  - (a) is exercisable by statutory instrument, and
  - (b) includes—
    - (i) power to make different provision for different purposes, and
    - (ii) power to make incidental, supplementary, consequential, transitional or transitory provision or savings.
- (2) The Secretary of State may not make an order to which subsection (3) applies unless a draft of the statutory instrument containing the order (whether alone or with other provisions) has been laid before, and approved by a resolution of, each House of Parliament.
- (3) This subsection applies to—
  - (a) an order under section 7(5);
  - (b) an order under section 33 which amends or repeals any provision of an Act of Parliament, an Act of the Scottish Parliament or an Act or Measure of the National Assembly for Wales.
- (4) A statutory instrument that—
  - (a) contains an order made by the Secretary of State under this Act, and
  - (b) is not subject to any requirement that a draft of the instrument be laid before, and approved by a resolution of, each House of Parliament,is subject to annulment in pursuance of a resolution of either House of Parliament.
- (5) Subsection (4) does not apply to an order under section 7(6).
- (6) Subsections (1)(b) and (4) do not apply to an order under section 35.

### **33 Consequential amendments**

- (1) The Secretary of State may by order make such provision as the Secretary of State considers appropriate in consequence of this Act.
- (2) The power to make an order under this section may, in particular, be exercised by amending, repealing, revoking or otherwise modifying any provision made by or under an enactment.
- (3) In this section “enactment” means an enactment whenever passed or made, and includes an Act of the Scottish Parliament or an Act or Measure of the National Assembly for Wales.

### **34 Financial provisions**

There is to be paid out of money provided by Parliament any increase attributable to this Act in the sums payable under any other Act out of money so provided.

### **35 Commencement**

- (1) Subject as follows, this Act comes into force on such day as the Secretary of State may by order appoint; and different days may be appointed for different purposes.
- (2) Section 1(1) so far as it inserts the new section 62B, sections 4, 7, 9, 16, 19, 26, 32 and 33, this section and section 36, and Schedules 2 and 4, come into force on the day on which this Act is passed.
- (3) Sections 11, 12, 17, 18, 29 and 30 come into force at the end of two months beginning with the day on which this Act is passed.
- (4) Section 21(4) to (6) come into force on such day as the Scottish Ministers may by order appoint; and different days may be appointed for different purposes.
- (5) The Scottish Ministers may by order make such transitional, transitory or saving provision as the Scottish Ministers consider appropriate in connection with the coming into force of section 21(4) to (6).
- (6) The Secretary of State may by order make such transitional, transitory or saving provision as the Secretary of State considers appropriate in connection with the coming into force of any other provision of this Act.
- (7) Power to make an order under subsection (5) or (6) includes power to make different provision for different purposes.

### **36 Short title and extent**

- (1) This Act may be cited as the Growth and Infrastructure Act 2013.
- (2) Subject as follows, this Act extends to England and Wales only.
- (3) Sections 9(4) and 32 to 35, and this section, extend also to Scotland and Northern Ireland.
- (4) Any amendment or repeal made by this Act has the same extent as the provision to which it relates, subject to subsection (5).
- (5) Section 25(1) to (6) and (10) extend to England and Wales, and Scotland, only.

- (6) The power under section 411(6) of the Communications Act 2003 may be exercised so as to extend the amendment made by section 9(1) to any of the Channel Islands or the Isle of Man.