



Nuclear Energy (Financing) Act 2022

2022 CHAPTER 15

PART 3

SPECIAL ADMINISTRATION REGIME

Powers to modify enactments

37 Modification under the Enterprise Act 2002

- (1) The power to modify or apply enactments conferred on the Secretary of State by each of sections 248 and 277 of the Enterprise Act 2002 (amendments consequential on that Act) includes power to make such consequential modifications of this Part as the Secretary of State considers appropriate in connection with any other provision made under that section.
- (2) In section 170(1) of the Energy Act 2004 (modification of Chapter 3 of Part 3 of that Act under the Enterprise Act 2002), for “or section 4 of the Smart Meters Act 2018” substitute “, section 4 of the Smart Meters Act 2018 or section 33 of the Nuclear Energy (Financing) Act 2022”.

Commencement Information

- I1** S. 37 in force at Royal Assent for specified purposes, see [s. 44\(1\)\(c\)](#)
- I2** S. 37 in force at 1.6.2022 in so far as not already in force, see [s. 44\(2\)\(c\)](#)

38 Power to make further modifications of insolvency legislation

- (1) The Secretary of State may by regulations—
 - (a) provide for insolvency legislation to apply in relation to any provision made by or under this Part;

Changes to legislation: There are currently no known outstanding effects for the Nuclear Energy (Financing) Act 2022, Cross Heading: Powers to modify enactments. (See end of Document for details)

- (b) make such modifications of insolvency legislation as the Secretary of State considers appropriate in relation to any provision made by or under this Part (including any insolvency legislation that is applied under paragraph (a)).
- (2) In relation to regulations under subsection (1), “insolvency legislation” means—
- (a) the Insolvency Act 1986,
 - (b) Chapter 3 of Part 3 of the Energy Act 2004, and
 - (c) any other provision that relates to insolvency, or makes provision by reference to anything that is or may be done under the Insolvency Act 1986, and is—
 - (i) contained in an Act passed before this Act or in the same Session, or
 - (ii) made under an Act before the regulations come into force.
- (3) Provision made under subsection (1) may amend this Part.
- (4) Regulations under this section are to be made by statutory instrument.
- (5) Regulations under this section must not be made unless a draft of the statutory instrument containing them has been laid before and approved by a resolution of each House of Parliament.

Commencement Information

I3 S. 38 in force at Royal Assent for specified purposes, see [s. 44\(1\)\(c\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Nuclear Energy (Financing) Act 2022,
Cross Heading: Powers to modify enactments.