



# Compensation Act 2006

## 2006 CHAPTER 29

### PART 3

#### GENERAL

#### 16 Commencement

- (1) The preceding provisions of this Act, other than sections 1, 2 and 3, shall come into force in accordance with provision made by order of the Secretary of State.
- (2) An order under subsection (1)—
  - (a) may make provision generally or only for specified purposes,
  - (b) may make different provision for different purposes,
  - (c) may make transitional, consequential or incidental provision, and
  - (d) shall be made by statutory instrument.
- (3) Section 3 shall be treated as having always had effect.
- (4) But the section shall have no effect in relation to—
  - (a) a claim which is settled before 3rd May 2006 (whether or not legal proceedings in relation to the claim have been instituted), or
  - (b) legal proceedings which are determined before that date.
- (5) Where a claim is settled on or after that date and before the date on which this Act is passed, a party to the settlement may apply to a relevant court to have the settlement varied; and—
  - (a) a court is a relevant court for that purpose if it had, or would have had, jurisdiction to determine the claim by way of legal proceedings,
  - (b) an application shall be brought as an application in, or by way of, proceedings on the claim, and
  - (c) a court to which an application is made shall vary the settlement to such extent (if any) as appears appropriate to reflect the effect of section 3.

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*Status: This is the original version (as it was originally enacted).*

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- (6) Where legal proceedings are determined on or after that date and before the date on which this Act is passed, a party to the proceedings may apply to the court to vary the determination; and—
- (a) “the court” means the court which determined the proceedings,
  - (b) the application shall be treated as an application in the proceedings, and
  - (c) the court shall vary the determination to such extent (if any) as appears appropriate to reflect the effect of section 3.

## **17 Extent**

- (1) This Act shall extend to England and Wales only.
- (2) But section 3 (and section 16(3) to (6)) shall extend to—
- (a) England and Wales,
  - (b) Scotland, and
  - (c) Northern Ireland.

## **18 Short title**

This Act may be cited as the Compensation Act 2006.