



# Regulatory Enforcement and Sanctions Act 2008

## 2008 CHAPTER 13

### <sup>F1</sup>[PART 2

#### CO-ORDINATION OF REGULATORY ENFORCEMENT

##### *Introductory*

### [24 “Relevant function”

- (1) In this Part “relevant function”—
  - (a) in relation to a local authority in England or Wales, has the same meaning as in Part 1;
  - (b) in relation to a local authority in Scotland, means a regulatory function exercised by that authority and specified for the purposes of this Part by order made by the Secretary of State;
  - (c) in relation to a local authority in Northern Ireland, means a regulatory function exercised by that authority and specified for the purposes of this Part by order made by the Secretary of State.
- (2) An order under subsection (1)(b) or (c) may only specify a regulatory function—
  - (a) which is a relevant function for the purposes of Part 1 in relation to local authorities in England or Wales or both, or
  - (b) which for the purposes of local authorities in Scotland or Northern Ireland is equivalent to such a function.
- (3) An order under subsection (1)(b) may not specify a regulatory function so far as exercisable in Scotland, if or to the extent that the function relates to matters which are not reserved matters.

**Changes to legislation:** Regulatory Enforcement and Sanctions Act 2008, Section 24 is up to date with all changes known to be in force on or before 21 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- (4) An order under subsection (1)(c) may not specify a regulatory function so far as exercisable in Northern Ireland, if or to the extent that the function relates to matters which are transferred matters.
- (5) In subsection (3) “reserved matter” and “Scotland” have the same meanings as in the Scotland Act 1998 (c. 46).
- (6) In subsection (4) “transferred matter” and “Northern Ireland” have the same meanings as in the Northern Ireland Act 1998 (c. 47).

[ References in this Part to “the relevant function”, in relation to the regulated person, <sup>F1</sup>(7) are to the relevant function by reference to which the Secretary of State is satisfied that the person is within section 22(1) or (1A).]

#### Textual Amendments

- F1** S. 24(7) inserted (1.10.2013) by [Enterprise and Regulatory Reform Act 2013 \(c. 24\), ss. 67\(6\), 103\(3\); S.I. 2013/2227, art. 2\(d\)](#)

#### Commencement Information

- II** S. 24 wholly in force at 6.4.2009; s. 24 not in force at Royal Assent see s. 76(1); s. 24(1)(b)(c) in force at 1.10.2008 by [S.I. 2008/2371, art. 2\(b\)](#); s. 24 in force for all remaining purposes at 6.4.2009 by [S.I. 2009/550, art. 2](#)

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 70(6) inserted by [2018 c. 12 Sch. 19 para. 152\(3\)](#)