



Senedd and Elections (Wales) Act 2020

2020 anaw 1

PART 6

GENERAL

39 Power to make consequential and transitional provision etc.

- (1) If the Welsh Ministers consider it appropriate for the purposes of, in consequence of, or for giving full effect to any provision of this Act, they may by regulations make—
 - (a) supplemental, incidental or consequential provision;
 - (b) transitional, transitory or saving provision.
- (2) Regulations under subsection (1) may amend, modify, repeal or revoke any enactment (including an enactment contained in this Act).

40 Regulations under this Act

- (1) A power to make regulations under this Act—
 - (a) is exercisable by statutory instrument;
 - (b) includes the power to make different provision for different purposes;
 - (c) includes the power to make incidental, supplementary, consequential, transitional, transitory or saving provision.
- (2) A statutory instrument to which this subsection applies may not be made unless a draft of the instrument has been laid before, and approved by a resolution of, the Senedd.
- (3) Subsection (2) applies to a statutory instrument containing—
 - (a) regulations under section 15(1) (invitations to register: further provision about persons under the age of 16) or section 39 (power to make consequential and transitional provision etc.) that amend, repeal or modify provision in—
 - (i) an Act of the United Kingdom Parliament,
 - (ii) a Measure passed under Part 3 of the 2006 Act, or
 - (iii) an Act passed under Part 4 of the 2006 Act;

- (b) regulations under section 26(1).
- (4) A statutory instrument containing regulations under this Act to which subsection (2) does not apply is subject to annulment in pursuance of a resolution of the Senedd.

41 General interpretation

In this Act—

“1983 Act” (“*Deddf 1983*”) means the [Representation of the People Act 1983 \(c. 2\)](#);

“2001 Regulations” (“*Rheoliadau 2001*”) means the [Representation of the People \(England and Wales\) Regulations 2001 \(S.I. 2001/341\)](#);

“2006 Act” (“*Deddf 2006*”) means the [Government of Wales Act 2006 \(c. 32\)](#);

“2007 Order” (“*Gorchymyn 2007*”) means the [National Assembly for Wales \(Representation of the People\) Order 2007 \(S.I. 2007/236\)](#);

“enactment” (“*deddfiad*”) means an enactment whenever enacted or made;

“registration officer” (“*swyddog cofrestru*”) means a registration officer appointed by a local authority under section 8(2A) of the 1983 Act;

“Senedd” means Senedd Cymru.

42 Coming into force

- (1) The following provisions come into force on the day on which this Act receives Royal Assent—
 - (a) Part 1 (section 1);
 - (b) in Part 3—
 - (i) section 10, but that section has effect in accordance with section 10(4);
 - (ii) section 11, but that section has effect in accordance with section 11(2);
 - (iii) section 27, but subsections (2)(d), (3) and (4) of that section have effect in accordance with section 27(5);
 - (c) Part 4 (sections 29 to 35 and Schedule 3), but it only has effect for the purposes of a Senedd election at which the poll is held on or after 5 April 2021;
 - (d) in Part 5, sections 37 and 38;
 - (e) this Part (sections 39 to 43).
- (2) Part 2 (sections 2 to 9 and Schedule 1) comes into force on 6 May 2020.
- (3) In Part 3—
 - (a) sections 12 to 26 come into force on 1 June 2020;
 - (b) section 28 and Schedule 2 come into force on a day appointed by the Welsh Ministers in an order made by statutory instrument.
- (4) An order under subsection (3)(b) may include transitional, transitory or saving provision.
- (5) In Part 5, section 36 comes into force on the day of the first Senedd election at which the poll is held on or after 5 April 2021.

43 Short title

The short title of this Act is the Senedd and Elections (Wales) Act 2020.