



# State Immunity Act 1978

## 1978 CHAPTER 33

### PART III

#### MISCELLANEOUS AND SUPPLEMENTARY

#### **23 Short title, repeals, commencement and extent.**

- (1) This Act may be cited as the State Immunity Act 1978.
- (2) Section 13 of the <sup>M1</sup> Administration of Justice (Miscellaneous Provisions) Act 1938 and section 7 of the <sup>M2</sup> Law Reform (Miscellaneous Provisions) (Scotland) Act 1940 (which become unnecessary in consequence of Part I of this Act) are hereby repealed.
- (3) Subject to subsection (4) below, Parts I and II of this Act do not apply to proceedings in respect of matters that occurred before the date of the coming into force of this Act and, in particular—
  - (a) sections 2(2) and 13(3) do not apply to any prior agreement, and
  - (b) sections 3, 4 and 9 do not apply to any transaction, contract or arbitration agreement,  
entered into before that date.
- (4) Section 12 above applies to any proceedings instituted after the coming into force of this Act.
- (5) This Act shall come into force on such date as may be specified by an order made by the Lord Chancellor by statutory instrument.
- (6) This Act extends to Northern Ireland.
- (7) Her Majesty may by Order in Council extend any of the provisions of this Act, with or without modification, to any dependent territory.

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**Changes to legislation:** There are currently no known outstanding effects for the State Immunity Act 1978, Section 23. (See end of Document for details)

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**Modifications etc. (not altering text)**

- C1** The text of S. 23(2) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.
- C2** S. 23(5) power of appointment conferred by s. 23(5) fully exercised: 22.11.1978 appointed by [S.I. 1978/1572](#)

**Marginal Citations**

- M1** 1938 c. 63.
- M2** 1940 c. 42.

**Changes to legislation:**

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