



# 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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**Changes to legislation:** Compensation Act 2006, Part 3 is up to date with all changes known to be in force on or before 26 April 2023. 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

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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.

#### Subordinate Legislation Made

- P1** [S. 16\(1\)](#) power partly exercised: 1.12.2006 appointed for specified provisions by [{S.I. 2006/3005}](#), art. 3; 23.1.2007 for specified provisions by [{S.I. 2007/94}](#), art. 3; 23.4.2007 for specified provisions by [{S.I. 2007/922}](#), art. 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.

**Changes to legislation:**

Compensation Act 2006, Part 3 is up to date with all changes known to be in force on or before 26 April 2023. 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.

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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. 4(2A) inserted by [2007 c. 29 Sch. 19 para. 2\(2\)](#)
- s. 5(1A) inserted by [2007 c. 29 Sch. 19 para. 3\(2\)](#)
- s. 5(11) inserted by [2007 c. 29 Sch. 19 para. 3\(9\)](#)
- s. 6(3A) inserted by [2007 c. 29 Sch. 19 para. 4](#)
- s. 8(9) inserted by [2007 c. 29 Sch. 19 para. 6\(3\)](#)
- s. 9(2A) inserted by [2007 c. 29 Sch. 19 para. 7](#)