



# Financial Guidance and Claims Act 2018

## 2018 CHAPTER 10

### PART 3

#### GENERAL

#### 36 Extent

- (1) Part 1, other than the provisions mentioned in subsections (2) to (5), extends to England and Wales, Scotland and Northern Ireland.
- (2) Sections 6 and 7 extend to England and Wales and Northern Ireland.
- (3) In section 12—
  - (a) subsections (1) and (3) extend to England and Wales and Scotland;
  - (b) subsections (2) and (4) extend to Northern Ireland.
- (4) In section 19—
  - (a) subsections (1) to (5) extend to England and Wales and Scotland;
  - (b) subsections (6) to (9) extend to Northern Ireland.
- (5) Paragraph 24 of Schedule 3 extends to England and Wales and Scotland.
- (6) Part 2, other than the provisions mentioned in subsections (7) and (8), extends to England and Wales and Scotland.
- (7) The following provisions extend to England and Wales—
  - (a) section 27(14) and Schedule 4;
  - (b) section 30;
  - (c) section 32.
- (8) Section 35 extends to England and Wales, Scotland and Northern Ireland.
- (9) This Part extends to England and Wales, Scotland and Northern Ireland.

### 37 Commencement

- (1) The following provisions come into force on the day this Act is passed—
  - (a) section 11(1) and (3);
  - (b) section 12;
  - (c) section 13;
  - (d) section 21;
  - (e) the following paragraphs of Schedule 3 (and section 25 so far as it relates to those paragraphs)—
    - (i) paragraph 5,
    - (ii) paragraph 13(a),
    - (iii) paragraph 14(1), (2)(a) and (3)(a), and
    - (iv) paragraph 21(1), (5)(a)(i) and (5)(b)(iii);
  - (f) section 27(15) and Schedule 5;
  - (g) this Part.
- (2) Subsections (6) to (9) of section 19 come into force on a day appointed by order made by the Department for Communities in Northern Ireland.
- (3) An order under subsection (2) may make—
  - (a) transitional, transitory and saving provision in connection with the coming into force of any provision in section 19(6) to (9);
  - (b) incidental and supplementary provision, and
  - (c) different provision for different purposes,and the power to make such an order is exercisable by statutory rule for the purposes of the Statutory Rules (Northern Ireland) Order 1979 (S.I. 1979/1573 (N.I. 12)).
- (4) Sections 22 and 29 to 32 come into force at the end of the period of two months beginning with the day on which this Act is passed.
- (5) The other provisions of this Act come into force on a day appointed by regulations.
- (6) Regulations under subsection (5) must provide for sections 6 and 7 to come into force on the same day as section 1(1).
- (7) Regulations may make transitional, transitory and saving provision in connection with the coming into force of any provision of Part 1 or 2 except section 19(6) to (9).
- (8) Regulations under subsection (5) or (7) may make—
  - (a) incidental and supplementary provision,
  - (b) different provision for different purposes, and
  - (c) different provision for different areas.
- (9) Regulations under subsection (5) or (7) are to be made by statutory instrument by—
  - (a) the Secretary of State, in relation to—
    - (i) any provision of Part 1, other than section 14 and section 20, and
    - (ii) section 35;
  - (b) the Treasury, in relation to—
    - (i) sections 14 and 20, and
    - (ii) any provision of Part 2, other than section 35.

- (10) The Treasury must obtain the consent of the Lord Chancellor before making regulations under subsection (5) or (7) in relation to section 33.

**38 Short title**

This Act may be cited as the Financial Guidance and Claims Act 2018.