



# International Development Act 2002

## 2002 CHAPTER 1

### PART 1

#### ASSISTANCE

##### *Powers of statutory bodies*

#### **9 Powers of statutory bodies**

- (1) Each of the statutory bodies mentioned in Schedule 1 may enter into and carry out agreements for the purpose of—
  - (a) furthering sustainable development in one or more countries outside the United Kingdom,
  - (b) improving the welfare of the population of one or more such countries, or
  - (c) alleviating the effects of a natural or man-made disaster or other emergency on the population of one or more such countries.
- (2) An agreement entered into by a statutory body under this section (“an authorised agreement”) must not make provision for the body to provide financial assistance.
- (3) Before entering into an authorised agreement, the statutory body must obtain the consent of the Secretary of State.
- (4) The Secretary of State may give his consent for that purpose—
  - (a) where the statutory body concerned is a Scottish body or is within section 10(1)(b), only with the approval of the Scottish Ministers, and
  - (b) where the statutory body concerned is a Welsh body, only with the approval of the National Assembly for Wales.
- (5) An order may be made under this subsection to amend Schedule 1 by making additions to or deletions from the statutory bodies for the time being listed there.
- (6) The power conferred by subsection (5) is exercisable—
  - (a) in the case of any order relating to a Scottish body, by the Scottish Ministers,

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*Status: This is the original version (as it was originally enacted).*

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- (b) in the case of any order relating to a statutory body within section 10(1)(b), by the Secretary of State acting with the consent of the Scottish Ministers,
- (c) in the case of any order relating to a Welsh body, by the National Assembly for Wales, and
- (d) in any other case, by the Secretary of State.

## **10 Meaning of “Scottish body”, “Welsh body”, etc**

- (1) For the purposes of section 9—
  - (a) “Scottish body” means a statutory body all of whose functions meet the following requirements, namely—
    - (i) they are exercisable in or as regards Scotland, and
    - (ii) they do not relate to reserved matters (within the meaning of the Scotland Act 1998 (c. 46)); and
  - (b) a body falls within this paragraph if it has, in addition to other functions, functions that meet the requirements of paragraph (a)(i) and (ii).
- (2) For the purposes of that section “Welsh body” means a statutory body—
  - (a) whose functions are exercisable only or mainly in or as regards Wales, and
  - (b) which is not designated by the Secretary of State, by order, as an excluded statutory body for the purposes of this section.
- (3) Before making an order under subsection (2), the Secretary of State must consult the National Assembly for Wales.