



# Dormant Bank and Building Society Accounts Act 2008

## 2008 CHAPTER 31

### PART 2

#### [<sup>F1</sup>DISTRIBUTION OF DORMANT ASSETS MONEY]

#### *Supplemental*

#### **25 Power of Big Lottery Fund to enter into arrangements**

- (1) The Big Lottery Fund may enter into arrangements with a body or person (including a reclaim fund) for money that may be or has been paid to the Big Lottery Fund to be held or invested, on its behalf, by that body or person.
- (2) The Big Lottery Fund may enter into arrangements with a reclaim fund for payments that the Big Lottery Fund is required to make under section 26(3), (6), (8) or (10) to be made on its behalf by the reclaim fund.

#### **Commencement Information**

**II** [S. 25](#) in force at 12.3.2009 by [S.I. 2009/490](#), [art. 2](#)

#### **26 Expenses**

- (1) The Big Lottery Fund may defray out of [<sup>F1</sup>dormant assets] money any expenses incurred by it in consequence of this Act.
- (2) Where the Fund makes an appointment under paragraph 5 of Schedule 3 it may defray out of [<sup>F1</sup>dormant assets] money any expenses incurred by the appointee in consequence of the appointment.

---

*Changes to legislation: There are currently no known outstanding effects for the Dormant Bank and Building Society Accounts Act 2008, Cross Heading: Supplemental. (See end of Document for details)*

---

- (3) At such times as the [<sup>F2</sup>Secretary of State] determines to be appropriate, the Big Lottery Fund shall pay into the Consolidated Fund, out of [<sup>F1</sup>dormant assets] money received by it, such amounts as the [<sup>F3</sup>Secretary of State] determines to be appropriate for defraying—
- (a) expenses incurred or to be incurred by the [<sup>F3</sup>Secretary of State] in respect of the giving of directions under section 22 in relation to English expenditure, and
  - (b) any other expenses incurred or to be incurred by the [<sup>F3</sup>Secretary of State] under this Act [<sup>F4</sup>or the Dormant Assets Act 2022].
- (4) Amounts paid under subsection (3)(a) are to be paid out of money apportioned under section 17 for meeting English expenditure.
- (5) For the purposes of this section, a direction under section 22 is not to be regarded as a direction given in relation to English expenditure if it is given by virtue only of subsection (4) of that section.
- (6) At such times as the Welsh Ministers determine to be appropriate, the Big Lottery Fund shall pay to those ministers, out of money apportioned under section 17 for meeting Welsh expenditure, such amounts as they determine to be appropriate for defraying expenses incurred or to be incurred by them under this Act [<sup>F5</sup>or the Dormant Assets Act 2022].
- (7) The power of the Treasury under section 120(3) of the Government of Wales Act 2006 (c. 32) to designate descriptions of sums received by the Welsh Ministers (with the result that they become payable to the Secretary of State) is not exercisable in relation to amounts payable to those Ministers under subsection (6) above.
- (8) At such times as the Scottish Ministers determine to be appropriate, the Big Lottery Fund shall pay into the Scottish Consolidated Fund, out of money apportioned under section 17 for meeting Scottish expenditure, such amounts as those ministers determine to be appropriate for defraying expenses incurred or to be incurred by them under this Act [<sup>F6</sup>or the Dormant Assets Act 2022].
- (9) The power of the Treasury under section 64(5) of the Scotland Act 1998 (c. 46) to designate descriptions of receipts payable into the Scottish Consolidated Fund (with the result that they become payable to the Secretary of State) is not exercisable in relation to amounts payable into that Fund under subsection (8) above.
- (10) At such times as the Department of Finance and Personnel in Northern Ireland determines to be appropriate, the Big Lottery Fund shall pay into the Consolidated Fund of Northern Ireland, out of money apportioned under section 17 for meeting Northern Ireland expenditure, such amounts as that Department determines to be appropriate for defraying expenses incurred or to be incurred by that Department under this Act [<sup>F7</sup>or the Dormant Assets Act 2022].

#### Textual Amendments

- F1** Words in s. 26(1)-(3) substituted (6.6.2022) by [Dormant Assets Act 2022 \(c. 5\), s. 34\(3\), Sch. 1 para. 12\(1\)\(b\)](#); S.I. 2022/582, reg. 2
- F2** Words in s. 26(3) substituted (9.11.2016) by [The Transfer of Functions \(Elections, Referendums, Third Sector and Information\) Order 2016 \(S.I. 2016/997\), art. 1\(2\), Sch. 2 para. 20\(2\)\(f\)](#) (with art. 12)
- F3** Words in s. 26(3) substituted (9.11.2016) by [The Transfer of Functions \(Elections, Referendums, Third Sector and Information\) Order 2016 \(S.I. 2016/997\), art. 1\(2\), Sch. 2 para. 20\(4\)](#) (with art. 12)

---

**Changes to legislation:** There are currently no known outstanding effects for the Dormant Bank and Building Society Accounts Act 2008, Cross Heading: Supplemental. (See end of Document for details)

---

- F4** Words in s. 26(3)(b) inserted (6.6.2022) by Dormant Assets Act 2022 (c. 5), s. 34(3), **Sch. 1 para. 15**; S.I. 2022/582, reg. 2
- F5** Words in s. 26(6) inserted (6.6.2022) by Dormant Assets Act 2022 (c. 5), s. 34(3), **Sch. 1 para. 15**; S.I. 2022/582, reg. 2
- F6** Words in s. 26(8) inserted (6.6.2022) by Dormant Assets Act 2022 (c. 5), s. 34(3), **Sch. 1 para. 15**; S.I. 2022/582, reg. 2
- F7** Words in s. 26(10) inserted (6.6.2022) by Dormant Assets Act 2022 (c. 5), s. 34(3), **Sch. 1 para. 15**; S.I. 2022/582, reg. 2

---

**Commencement Information**

- I2** S. 26 in force at 12.3.2009 by S.I. 2009/490, **art. 2**

**Changes to legislation:**

There are currently no known outstanding effects for the Dormant Bank and Building Society Accounts Act 2008, Cross Heading: Supplemental.