



International Development Act 2002

2002 CHAPTER 1

PART 1

ASSISTANCE

Form of assistance

5 Meaning of “assistance”

- (1) In this Act “assistance” means assistance in any form or of any nature, including—
- (a) financial or technical assistance, and
 - (b) assistance consisting in a supply of materials.
- (2) In subsection (1) “technical assistance” includes assistance that—
- (a) consists in know-how in the form of personnel, training or the provision of the results of research, or
 - (b) is provided in the form of a scholarship.

6 Financial assistance

- (1) Financial assistance may be provided under this Act—
- (a) by way of grant or loan,
 - (b) in the form of a guarantee, or
 - (c) by the [^{F1}Minister] acquiring securities of a company.
- (2) More than one form of financial assistance may be provided in any case.
- (3) In this section—
- “company” includes any body corporate, wherever registered; and
 - “securities”, in relation to a company, means shares (including stock), debentures, bonds and other securities, whether constituting a charge on the assets of the company or not.

Changes to legislation: There are currently no known outstanding effects for the International Development Act 2002, Cross Heading: Form of assistance. (See end of Document for details)

(4) This section is subject to section 7(3) (Treasury approval required for certain financial assistance).

[^{F2}(5) In a case where securities of a company are acquired by the Treasury, the securities are to be treated as held by the persons for the time being constituting the Treasury.]

Textual Amendments

- F1** Word in s. 6(1)(c) substituted (10.1.2018) by [The Transfer of Functions \(International Development\) Order 2017 \(S.I. 2017/1283\)](#), art. 1(2), **Sch. para. 5(2)** (with art. 3)
- F2** S. 6(5) inserted (10.1.2018) by [The Transfer of Functions \(International Development\) Order 2017 \(S.I. 2017/1283\)](#), art. 1(2), **Sch. para. 5(3)** (with art. 3)

7 Terms on which assistance is provided

- (1) The [^{F3}Minister] may provide assistance under this Act on such terms and conditions (if any) as [^{F4}the Minister] may determine.
- (2) Assistance, other than financial assistance, may be provided—
- free of charge, or
 - on such terms as to payment as the [^{F5}Minister] may determine.
- (3) Financial assistance (other than a grant) may be provided under this Act [^{F6}by the Secretary of State] only if the Treasury have approved the terms and conditions on which it is provided.
- (4) Approval may be given either with respect to a particular case or with respect to a class of cases.

Textual Amendments

- F3** Word in s. 7(1) substituted (10.1.2018) by [The Transfer of Functions \(International Development\) Order 2017 \(S.I. 2017/1283\)](#), art. 1(2), **Sch. para. 6(2)(a)** (with art. 3)
- F4** Words in s. 7(1) substituted (10.1.2018) by [The Transfer of Functions \(International Development\) Order 2017 \(S.I. 2017/1283\)](#), art. 1(2), **Sch. para. 6(2)(b)** (with art. 3)
- F5** Word in s. 7(2)(b) substituted (10.1.2018) by [The Transfer of Functions \(International Development\) Order 2017 \(S.I. 2017/1283\)](#), art. 1(2), **Sch. para. 6(3)** (with art. 3)
- F6** Words in s. 7(3) inserted (10.1.2018) by [The Transfer of Functions \(International Development\) Order 2017 \(S.I. 2017/1283\)](#), art. 1(2), **Sch. para. 6(4)** (with art. 3)

8 Arrangements with third parties

- (1) Any power conferred on the [^{F7}Minister by the relevant provisions] to provide assistance to any person or body, or carry on any other activities, includes a power to enter into arrangements to secure that such assistance is provided, or (as the case may be) activities are carried on, by one or more other persons.
- (2) The arrangements may provide for the [^{F8}Minister] to make payments to persons who provide facilities in pursuance of the arrangements.
- [^{F9}(3) In this section “the relevant provisions” means—
- where the Minister is the Secretary of State, sections 1 to 4, and

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(b) where the Minister is the Treasury, sections 1 and 4.]

Textual Amendments

- F7** Words in s. 8(1) substituted (10.1.2018) by [The Transfer of Functions \(International Development\) Order 2017 \(S.I. 2017/1283\)](#), art. 1(2), **Sch. para. 7(2)** (with art. 3)
- F8** Word in s. 8(2) substituted (10.1.2018) by virtue of [The Transfer of Functions \(International Development\) Order 2017 \(S.I. 2017/1283\)](#), art. 1(2), **Sch. para. 7(3)** (with art. 3)
- F9** S. 8(3) inserted (10.1.2018) by [The Transfer of Functions \(International Development\) Order 2017 \(S.I. 2017/1283\)](#), art. 1(2), **Sch. para. 7(4)** (with art. 3)

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