



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—

(a) free of charge, or

(b) 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—

(a) 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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