

SCHEDULES

SCHEDULE 1

CARRYING ON THE BUSINESS OF CONSULTANT LOBBYING

PART 1

EXCEPTIONS

- 1 (1) A person does not, by reason of making a communication, carry on the business of consultant lobbying if—
- (a) the person carries on a business which consists mainly of non-lobbying activities, and
 - (b) the making of the communication is incidental to the carrying on of those activities.
- (2) In sub-paragraph (1) “non-lobbying activities” are activities other than making, on behalf of another person or persons, communications which—
- (a) relate to any of the matters mentioned in section 2(3)(a) to (d), and
 - (b) are made to any of the persons within sub-paragraph (3).
- (3) The persons are—
- (a) members of, and office-holders in, government, and
 - (b) officials and members of staff of government.
- (4) For the purposes of this paragraph, “government” includes—
- (a) Her Majesty’s Government in the United Kingdom,
 - (b) the Scottish Administration,
 - (c) the Welsh Assembly Government,
 - (d) the First Minister, the deputy First Minister, the Northern Ireland Ministers and any Northern Ireland department,
 - (e) the Government of any sovereign Power other than the United Kingdom,
 - (f) local government in any part of the United Kingdom, and
 - (g) any institution of the European Union;
- (and the references to “the government” in section 2(3)(a) to (d) as applied by sub-paragraph (2)(a) are to be read accordingly).
- 2 A person does not carry on the business of consultant lobbying if—
- (a) the person acts generally as a representative of persons of a particular class or description,
 - (b) the income of the person derives wholly or mainly from persons of that class or description, and
 - (c) the making of communications within section 2(3) on behalf of those persons is no more than an incidental part of that general activity.

- 3 (1) A person who, as an official or member of staff of—
- (a) a sovereign Power other than the United Kingdom, or the Government of such a Power, or
 - (b) an international organisation,
- makes communications within section 2(3) on its behalf does not, by reason of those communications, carry on the business of consultant lobbying.
- (2) An “international organisation” is any organisation which, for the purposes of section 1 of the International Organisations Act 1968, is declared to be (or is treated as being) an organisation of which—
- (a) the United Kingdom, or Her Majesty’s Government in the United Kingdom, and
 - (b) at least one other sovereign Power, or the Government of such a Power,
- are members.
- (3) Regulations may specify other organisations which are to be “international organisations” for the purposes of this paragraph.
- 4 An individual does not carry on the business of consultant lobbying by reason of making communications as an employee in the course of a business carried on by the individual’s employer.