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STATUTORY INSTRUMENTS

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**2009 No. 2748**

The Secretary of State for Business,  
Innovation and Skills Order 2009

**Incorporation of the Secretary of State for Business, Innovation and Skills**

**3.—**(1) The person who at the coming into force of this Order is the Secretary of State for Business, Innovation and Skills and any successor to that person is by that name a corporation sole.

(2) The corporate seal of the Secretary of State for Business, Innovation and Skills—

- (a) is to be authenticated by the signature of a Secretary of State or a person authorised by a Secretary of State to act in that behalf, and
- (b) is to be officially and judicially noticed.

(3) Every document purporting to be an instrument made or issued by the Secretary of State for Business, Innovation and Skills and to be—

- (a) sealed with the corporate seal of that Secretary of State authenticated in the manner provided by paragraph (2), or
- (b) signed or executed by a person authorised by a Secretary of State to act in that behalf,

is to be received in evidence and to be deemed to be so made or issued without further proof, unless the contrary is shown.

(4) A certificate signed by the Secretary of State for Business, Innovation and Skills that an instrument purporting to be made or issued by—

- (a) the Secretary of State for Business, Innovation and Skills,
- (b) the Secretary of State for Business, Enterprise and Regulatory Reform,
- (c) the Secretary of State for Innovation, Universities and Skills, or
- (d) the Secretary of State for Trade and Industry,

was so made or issued is conclusive evidence of that fact.

(5) The Documentary Evidence Act 1868<sup>(1)</sup> applies in relation to the Secretary of State for Business, Innovation and Skills—

- (a) as if references to regulations and orders included references to any document, and
- (b) as if the officers mentioned in column 2 of the Schedule included any officer authorised to act on behalf of the Secretary of State.