



# Small Business, Enterprise and Employment Act 2015

## 2015 CHAPTER 26

### PART 2

#### REGULATORY REFORM

##### *Business impact target*

#### **27 Sections 21 to 25 etc: interpretation**

- (1) This section applies for the purposes of sections 21 to 25 and this section.
- (2) “Business activities” means any activities carried on—
  - (a) by a business for the purposes of the business, or
  - (b) by a voluntary or community body for the purposes of the body.
- (3) References to a business or a voluntary or community body do not include a business or a voluntary or community body which—
  - (a) is controlled by a public authority, or
  - (b) is acting on behalf of a public authority in carrying out the activities.
- (4) The Secretary of State must publish a statement as to how it is to be determined whether a business or a voluntary or community body is controlled by a public authority.
- (5) Each of the following is a “voluntary or community body”—
  - (a) a trade union;
  - (b) an unincorporated body which does not distribute any surplus it makes to its members;
  - (c) a charity;
  - (d) a company limited by guarantee which does not distribute any surplus it makes to its members;

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*Status: This is the original version (as it was originally enacted).*

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- (e) a registered society within the meaning given by section 1 of the Co-operative and Community Benefit Societies Act 2014;
- (f) a society registered or deemed to be registered under the [Industrial and Provident Societies Act \(Northern Ireland\) 1969 \(c. 24 \(N.I.\)\)](#);
- (g) a community interest company;
- (h) a charitable incorporated organisation within the meaning of Part 11 of the Charities Act 2011 or within the meaning of the [Charities Act \(Northern Ireland\) 2008 \(c. 12 \(N.I.\)\)](#);
- (i) a Scottish charitable incorporated organisation within the meaning of Chapter 7 of Part 1 of the Charities and Trustee Investment (Scotland) Act 2005 ([asp 10](#)).

(6) In this section—

“public authority” has the same meaning as in the Freedom of Information Act 2000 (see section 3 of that Act); and

“trade union” has the meaning given by section 1 of the Trade Union and Labour Relations (Consolidation) Act 1992 or Article 3 of the Industrial Relations (Northern Ireland) Order 1992 ([S.I. 1992/807 \(N.I. 5\)](#)).