
DRAFT STATUTORY INSTRUMENTS

2009 No.

**The Legislative and Regulatory Reform
(Regulatory Functions) (Amendment) Order 2009**

Amendment of the 2007 Order

3. In article 1(2), omit “and” at the end of paragraph (f) and at the end insert—

- “(h) a county or county borough council in Wales;
 - (i) a fire and rescue authority in Wales (not being a county or county borough council); and
 - (j) a port health authority in Wales (not being a county or county borough council);
- “local authority in Scotland” means a council constituted under section 2 of the Local Government etc (Scotland) Act 1994⁽¹⁾;
- “local authority in Northern Ireland” means a district council constituted under section 1 of the Local Government Act (Northern Ireland) 1972⁽²⁾;
- “private sector bodies” means bodies or persons other than the following bodies or persons—
- (a) any Minister of the Crown, Government department or other emanation of the Crown;
 - (b) any local authority;
 - (c) the Greater London Authority;
 - (d) any body corporate whose members are appointed by a Minister of the Crown, a Government department, a local authority, the Greater London Authority, or by a body corporate whose members are so appointed;
 - (e) a company—
 - (i) a majority of whose issued shares are held by or on behalf of any of the bodies or persons falling within paragraphs (a) to (d) above;
 - (ii) in which the majority of the voting rights are held by or on behalf of any of those bodies or persons;
 - (iii) a majority of whose board of directors can be appointed or removed by any of those bodies or persons; or
 - (iv) in which the majority of the voting rights are controlled by any of those bodies or persons, pursuant to an agreement with other persons;
 - (f) a subsidiary of a company falling within paragraph (e) above;
- “third sector bodies” means any organisations that exist wholly or mainly to provide benefits for society or the environment.”

(1) 1994 (c.39).

(2) 1972 (c.9).

Draft Legislation: This is a draft item of legislation and has not yet been made as a UK Statutory Instrument. This draft has been replaced by a new draft, *The Legislative and Regulatory Reform (Regulatory Functions) (Amendment) Order 2010* ISBN 978-0-11-150309-6
