



Natural Environment and Rural Communities Act 2006

2006 CHAPTER 16

PART 8

FLEXIBLE ADMINISTRATIVE ARRANGEMENTS

CHAPTER 1

AGREEMENTS WITH DESIGNATED BODIES

Powers to enter into agreements

81 Reserved functions

- (1) An agreement may not authorise a designated body to perform a reserved function.
- (2) The reserved functions are—
 - (a) any function whose performance by the designated body would be incompatible with the purposes for which the body was established;
 - (b) any power of a Minister of the Crown to make or terminate appointments or lay reports or accounts;
 - (c) any power to make subordinate legislation, give directions or guidance or issue codes of practice (or to vary or revoke any of those things);
 - (d) any power to fix fees or charges other than a power prescribed for the purposes of this section by an order made by the Secretary of State;
 - (e) any function of an accounting officer in his capacity as such;
 - (f) except in relation to an agreement authorising a public body to perform functions—
 - (i) any power to enter, inspect, take samples or seize anything, and
 - (ii) any other power exercisable in connection with suspected offences;

Status: Point in time view as at 01/06/2010. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Natural Environment and Rural Communities Act 2006, Section 81. (See end of Document for details)

- (g) any function of the Secretary of State under the Water Industry Act 1991 or under any subordinate legislation made under that Act.
- [^{F1}(h) any function as principal regulator of an exempt charity (within the meaning of section 13 of the Charities Act 2006).]
- (3) The power to make an order under subsection (2)(d) is exercisable by statutory instrument.
- (4) A statutory instrument containing an order under subsection (2)(d) is subject to annulment in pursuance of a resolution of either House of Parliament.

Textual Amendments

- F1** S. 81(2)(h) inserted (1.6.2010) by [The Charities Act 2006 \(Principal Regulators of Exempt Charities\) Regulations 2010 \(S.I. 2010/501\)](#), reg. 1(1), **Sch. para. 6**
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Commencement Information

- I1** S. 81 in force at 31.5.2006 by [S.I. 2006/1382](#), **art. 2**

Status:

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