



# Dormant Bank and Building Society Accounts Act 2008

## 2008 CHAPTER 31

### PART 2

#### DISTRIBUTION OF MONEY UNDER THE GENERAL SCHEME

*Powers of [F<sup>1</sup>Secretary of State] or appropriate national authority*

#### **23 Power to prohibit distribution in certain cases**

- (1) The [F<sup>1</sup>Secretary of State] may by order prohibit the Big Lottery Fund from distributing dormant account money to a person specified in the order if the [F<sup>2</sup>Secretary of State] considers that the Fund is able (whether directly or indirectly) to control or materially to influence the policy of that person in carrying on any undertaking or performing any functions.
- (2) Before making an order under this section that—
  - (a) relates to Welsh expenditure, Scottish expenditure or Northern Ireland expenditure, or
  - (b) would otherwise be likely, in the opinion of the [F<sup>3</sup>Secretary of State], to affect persons in Wales, Scotland or Northern Ireland,the [F<sup>3</sup>Secretary of State] shall consult the Welsh Ministers, the Scottish Ministers or the Department of Finance and Personnel in Northern Ireland (as appropriate).
- (3) An order under this section is subject to annulment in pursuance of a resolution of either House of Parliament.
- (4) The [F<sup>4</sup>Secretary of State] may require the Fund to provide such information as is needed for the purpose of exercising his or her powers under this section.

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*Status: Point in time view as at 09/11/2016. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Dormant Bank and Building Society Accounts Act 2008, Section 23. (See end of Document for details)*

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### Textual Amendments

- F1** Words in s. 23(1) substituted (9.11.2016) by [The Transfer of Functions \(Elections, Referendums, Third Sector and Information\) Order 2016 \(S.I. 2016/997\)](#), art. 1(2), **Sch. 2 para. 20(2)(d)** (with art. 12)
- F2** Words in s. 23(1) substituted (9.11.2016) by [The Transfer of Functions \(Elections, Referendums, Third Sector and Information\) Order 2016 \(S.I. 2016/997\)](#), art. 1(2), **Sch. 2 para. 20(4)** (with art. 12)
- F3** Words in s. 23(2) substituted (9.11.2016) by [The Transfer of Functions \(Elections, Referendums, Third Sector and Information\) Order 2016 \(S.I. 2016/997\)](#), art. 1(2), **Sch. 2 para. 20(2)(d)** (with art. 12)
- F4** Words in s. 23(4) substituted (9.11.2016) by [The Transfer of Functions \(Elections, Referendums, Third Sector and Information\) Order 2016 \(S.I. 2016/997\)](#), art. 1(2), **Sch. 2 para. 20(2)(d)** (with art. 12)

### Commencement Information

- I1** S. 23 in force at 12.3.2009 by [S.I. 2009/490](#), **art. 2**

**Status:**

Point in time view as at 09/11/2016. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Dormant Bank and Building Society Accounts Act 2008, Section 23.