



National Security and Investment Act 2021

2021 CHAPTER 25

PART 1

CALL-IN FOR NATIONAL SECURITY

CHAPTER 2

INTERPRETATION

7 Qualifying entities and assets

- (1) This section defines “qualifying entity” and “qualifying asset” for the purposes of this Act.
- (2) A “qualifying entity” is (subject to subsection (3)) any entity, whether or not a legal person, that is not an individual, and includes a company, a limited liability partnership, any other body corporate, a partnership, an unincorporated association and a trust.
- (3) An entity which is formed or recognised under the law of a country or territory outside the United Kingdom is a “qualifying entity” only if it—
 - (a) carries on activities in the United Kingdom, or
 - (b) supplies goods or services to persons in the United Kingdom.
- (4) A “qualifying asset” is (subject to subsection (6)) an asset of any of the following types—
 - (a) land,
 - (b) tangible (or, in Scotland, corporeal) moveable property,
 - (c) ideas, information or techniques which have industrial, commercial or other economic value.

Status: This is the original version (as it was originally enacted).

- (5) Examples of assets within subsection (4)(c) include—
- (a) trade secrets,
 - (b) databases,
 - (c) source code,
 - (d) algorithms,
 - (e) formulae,
 - (f) designs,
 - (g) plans, drawings and specifications,
 - (h) software.
- (6) Land or moveable property situated outside the United Kingdom or the territorial sea, or any asset within subsection (4)(c), is a “qualifying asset” only if it is used in connection with—
- (a) activities carried on in the United Kingdom, or
 - (b) the supply of goods or services to persons in the United Kingdom.