
STATUTORY INSTRUMENTS

2009 No. 649

The Health and Social Care (Financial Assistance) Regulations 2009

Political activities not to be treated as being carried out for the benefit of the community

3.—(1) For the purposes of section 150(1)(a) and (2)(b) of the 2008 Act, the following activities are to be treated as not being activities which a reasonable person might consider are activities carried on for the benefit of the community in England—

- (a) the promotion of, or opposition to, changes in—
 - (i) any law applicable in the United Kingdom or elsewhere, or
 - (ii) the policy adopted by any governmental or public authority in relation to any matter;
- (b) the promotion of, or opposition (including the promotion of changes) to, the policy which any governmental or public authority proposes to adopt in relation to any matter; and
- (c) activities which can reasonably be regarded as intended or likely to—
 - (i) provide or affect support (whether financial or otherwise) for a political party or political campaigning organisation, or
 - (ii) influence voters in relation to any election or referendum.

(2) But activities of the descriptions prescribed in paragraph (1) are to be treated as being activities which a reasonable person might consider are activities carried on for the benefit of the community in England if—

- (a) they can reasonably be regarded as incidental to other activities, which a reasonable person might consider are being carried on for the benefit of the community; and
- (b) those other activities cannot reasonably be regarded as incidental to the activities prescribed in paragraph (1).