
STATUTORY INSTRUMENTS

2011 No. 739

The Transfer of Functions (Big Lottery Fund) Order 2011

Transfer of certain functions relating to the Big Lottery Fund

2.—(1) The functions of the Secretary of State under the following provisions of the National Lottery etc Act 1993⁽¹⁾ (“the 1993 Act”) are transferred to the Minister for the Cabinet Office—

- (a) section 22(3A) and (3C) (power to prescribe descriptions of expenditure for which money allocated to the Big Lottery Fund may be distributed)⁽²⁾;
 - (b) section 34(1) and (3) (annual reports by distributing bodies)⁽³⁾, so far as the functions relate to the Big Lottery Fund;
 - (c) section 36B(3) and (5) (limits on amount distributed by the Big Lottery Fund)⁽⁴⁾;
 - (d) section 36E (directions to the Big Lottery Fund)⁽⁵⁾, except so far as the functions relate to financial directions;
 - (e) Schedule 4A (the Big Lottery Fund: constitution, proceedings and money)⁽⁶⁾.
- (2) For the purposes of paragraph (1)(d), a “financial direction” is a direction given by virtue of—
- (a) section 36E(3)(a) or (c) of the 1993 Act, or
 - (b) section 36E(3)(d) of that Act in relation to a matter specified in section 36E(3)(a) or (c) of that Act.

⁽¹⁾ 1993 c. 39.

⁽²⁾ Section 22(3A) to (3C) was inserted by the National Lottery Act 2006 (c. 23), section 7(3).

⁽³⁾ By virtue of the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 1999 (S.I. 1999/1750), article 3 and Schedule 2, the functions conferred on the Secretary of State by section 34 are, so far as they are exercisable in or as regards Scotland, exercisable by the Scottish Ministers concurrently with the Secretary of State. By virtue of the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672), article 2 and Schedule 1, and the Government of Wales Act 2006 (c. 32), Schedule 11, paragraph 30, section 34(3) has effect so as to require reports relating to certain bodies to additionally be laid before the Welsh Ministers.

⁽⁴⁾ Section 36B was inserted by the National Lottery Act 2006, section 15(2).

⁽⁵⁾ Section 36E was inserted by the National Lottery Act 2006, section 15(2).

⁽⁶⁾ Schedule 4A was inserted by the National Lottery Act 2006, section 14(2).