

SCHEDULES

SCHEDULE 2

CONSEQUENTIAL AMENDMENTS

PART 1

PRIMARY LEGISLATION

Transport and Works Act 1992 (c. 42)

1. In section 23(10)(1), in both places where it appears, for “the Department for Business, Enterprise and Regulatory Reform” substitute “the Department of Energy and Climate Change”.

Channel Tunnel Rail Link Act 1996 (c. 61)

2. In the following provisions for “the Secretary of State for Business, Enterprise and Regulatory Reform” substitute “the Secretary of State for Energy and Climate Change”—

- (a) section 50(5)(b)(2),
- (b) paragraph 13(3) of Schedule 14, and
- (c) paragraph 2(4)(4) of Part 2 of Schedule 15.

Regulation of Investigatory Powers Act 2000 (c. 23)

3. In Schedule 1(5), before the entry for the Department for Environment, Food and Rural Affairs insert—

“The Department of Energy and Climate Change.”

Natural Environment and Rural Communities Act 2006 (c. 16)

4.—(1) In sections 78(1), 79(1), 80(3), 82(a) and (b) and 98(1), in each place after “DEFRA” insert “or DECC”.

(2) For section 86(2) substitute—

“(2) In this Chapter “DEFRA or DECC function” means—

- (a) a function which at the material time falls to be performed by or through the Department for Environment, Food and Rural Affairs, or

(1) Section 23(10) was amended by [S.I. 1992/1314](#), Sched. and [S.I. 2007/3224](#), Sched.; other amendments have been made to section 23(10) which are not relevant to this Order.

(2) Section 50(5)(b) was amended by [S.I. 2002/2626](#), Sched. 2 and [S.I. 2007/3224](#), Sched.

(3) Paragraph 13 was amended by [S.I. 2002/2626](#), Sched. 2 and [S.I. 2007/3224](#), Sched.

(4) Paragraph 2(4) was substituted by [S.I. 1997/2971](#), Sched. and was amended by [S.I. 2002/2626](#), Sched. 2 and [S.I. 2007/3224](#), Sched.

(5) The entry for the Department for Environment, Food and Rural Affairs was inserted by [S.I. 2002/794](#), Sched. 1; other amendments have been made to Schedule 1 which are not relevant to this Order.

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(b) a former DEFRA function which at the material time falls to be performed by or through the Department of Energy and Climate Change.

(2A) In subsection (2) “former DEFRA function” has the meaning given by article 2(3) of the Secretary of State for Energy and Climate Change Order 2009.”

(3) For section 98(5) substitute—

“(5) “DEFRA or DECC function” means—

(a) a function which falls to be performed by or through the Department for Environment, Food and Rural Affairs, or

(b) a former DEFRA function which falls to be performed by or through the Department of Energy and Climate Change.

(5A) In subsection (5) “former DEFRA function” has the meaning given by article 2(3) of the Secretary of State for Energy and Climate Change Order 2009.”

Corporate Manslaughter and Corporate Homicide Act 2007 (c. 19)

5. In Schedule 1(6) in the appropriate place insert “Department of Energy and Climate Change”.

Crossrail Act 2008 (c. 18)

6. In the following provisions for “the Secretary of State for Business, Enterprise and Regulatory Reform” substitute “the Secretary of State for Energy and Climate Change”—

(a) section 4(5)(b),

(b) paragraph 12 of Schedule 4, and

(c) paragraphs 2(4) and 13(3) of Part 2 of Schedule 17.

(6) Amendments have been made to Schedule 1 which are not relevant to this Order.