

SCHEDULE 2

Consequential amendments

PART 1

Primary legislation

Freedom of Information Act 2000 (c. 36)

14.—(1) The Freedom of Information Act 2000 is amended as follows.

(2) In the following provisions ^{M1} for “Chancellor of the Duchy” in each place substitute “Minister for the Cabinet Office”

- (a) section 4(1), (5) and (7) (amendment of Schedule 1) ^{M2};
 - (b) section 5(1) and (3) (further power to designate public authorities);
 - (c) section 7(3), (4) and (8) (public authorities to which the Act has limited application) ^{M3};
 - (d) section 9(3) (power to make regulations about fees for requests for information);
 - (e) section 10(4) (power to make regulations amending time for compliance with request);
 - (f) section 11A(8) (in the definition of “the specified licence”) (power, in code of practice issued under section 45, to specify different licences for different purposes) ^{M4};
 - (g) section 11B(1) (regulations about fees for making relevant copyright works available for re-use) ^{M5};
 - (h) section 12(4) and (5) (regulations about costs of complying with requests);
 - (i) section 13(1) (regulations about fees for disclosing information where cost of compliance with request exceeds appropriate limit);
 - (j) the heading of Part 3;
 - (k) section 45(1), (4) and (5) (code of practice giving public authorities guidance in connection with discharge of functions under Part 1 of Act);
 - (l) section 46(5)(a) (requirement to be consulted in relation to code of practice issued under section 46) ^{M6};
 - (m) section 47(4B) to (4D) (amendment of list of services for which Information Commissioner may charge) ^{M7};
 - (n) section 53(1)(a)(iii) and (5) (power to designate public authorities for purposes of exemption from duty to comply with decision notice or enforcement notice) ^{M8};
 - (o) section 75(1) and (3) (power to amend or repeal enactments prohibiting disclosure of information);
 - (p) section 82(1) (power to make regulations or order under Act exercisable by statutory instrument) ^{M9};
 - (q) section 83(2) and (3) (designation of public authorities as excluded from definition of Welsh public authority) ^{M10};
 - (r) section 84 (in the definition of “prescribed”) (interpretation of Act);
 - (s) section 85(b) (expenses payable out of money provided by Parliament) ^{M11}.
- (3) In section 84, omit the definition of “the Chancellor of the Duchy”.

Changes to legislation: There are currently no known outstanding effects for the *The Transfer of Functions (Elections, Referendums, Third Sector and Information) Order 2016, Paragraph 14.* (See end of Document for details)

(4) In the heading of section 45, for the words from “by Chancellor” to the end substitute “ by the Minister for the Cabinet Office ”.

Marginal Citations

- M1** The provisions listed in paragraph 14(2) were amended by [S.I. 2015/1897](#), **Sch.**
- M2** Subsection (5) was amended by [S.I. 2007/1388](#), **Sch. 1.**
- M3** [Section 7\(4\)](#) was amended by [S.I. 2007/1388](#), **Sch. 1** and section 4(4) of the [Wales Act 2014 \(c. 29\)](#).
- M4** [Section 11A](#) was inserted by section 102(3) of the [Protection of Freedoms Act 2012 \(c. 9\)](#) and amended by [S.I. 2015/1415](#), **reg. 21(2)**.
- M5** [Section 11B](#) was inserted by section 102(3) of the [Protection of Freedoms Act 2012](#).
- M6** Subsection (5)(a) was inserted by [S.I. 2003/1887](#), **Sch. 2.**
- M7** [Section 47](#) was amended by section 107(3) of the [Protection of Freedoms Act 2012](#).
- M8** Subsection (1) was amended by [S.I. 2007/1388](#), **Sch. 1** and section 4(4) of the [Wales Act 2014](#); subsection (5) was also amended by [S.I. 2007/1388](#), **Sch. 1.**
- M9** [Section 82](#) was amended by [S.I. 2001/3500](#), **Sch.2** and by section 107(4) of the [Protection of Freedoms Act 2012](#).
- M10** Subsections (2) and (3) were amended by [S.I. 2003/1887](#), **Sch. 2**; subsection (3) was also amended by [S.I. 2007/1388](#), **Sch. 1.**
- M11** Sub-paragraph (b) was amended by [S.I. 2003/1887](#), **Sch. 2.**

Changes to legislation:

There are currently no known outstanding effects for the The Transfer of Functions (Elections, Referendums, Third Sector and Information) Order 2016, Paragraph 14.