
STATUTORY INSTRUMENTS

2023 No. 424

The Secretaries of State for Energy Security and Net Zero, for Science, Innovation and Technology, for Business and Trade, and for Culture, Media and Sport and the Transfer of Functions (National Security and Investment Act 2021 etc) Order 2023

Transfer of functions to the Secretary of State for Science, Innovation and Technology

9.—(1) There are transferred to the Secretary of State for Science, Innovation and Technology the functions of the Secretary of State for Digital, Culture, Media and Sport under Schedule 4 to the Housing and Regeneration Act 2008(1) (powers in relation to, and for, statutory undertakers) that are exercisable due to the Secretary of State being an appropriate Minister by virtue of paragraph 8(4)(b), 15(2)(b) or 40(1)(b) of that Schedule.

(2) There are transferred to the Secretary of State for Science, Innovation and Technology the functions of the Secretary of State for Digital, Culture, Media and Sport under paragraph 6 of Part 4 of Schedule 17 to the Crossrail Act 2008(2) (protection of electronic communications code networks) that are exercisable due to the Secretary of State being an appropriate Minister by virtue of paragraph 6(3) of that Part of that Schedule.

(3) There are transferred to the Secretary of State for Science, Innovation and Technology the following functions under the Digital Economy Act 2017(3)—

- (a) the functions of the Secretary of State for Business, Energy and Industrial Strategy under sections 35(1), 48(1) and 56(1), so far as those functions relate to a relevant SIT function;
- (b) the functions of the Secretary of State for Digital, Culture, Media and Sport under sections 35(1) and 56(1), so far as those functions relate to a relevant digital function.

(4) In [paragraph \(3\)](#)—

“relevant SIT function” means a function falling within paragraph (b) of the definition of SIT function in [article 2](#);

“relevant digital function” means—

- (a) a function falling within paragraph (b) of the definition of digital function in [article 2](#), or
- (b) a function transferred by [paragraph \(1\), \(2\), \(5\) or \(6\)](#).

(5) There are transferred to the Secretary of State for Science, Innovation and Technology the functions of the Secretary of State for Digital, Culture, Media and Sport under Part 3 of Schedule 33 to the High Speed Rail (London - West Midlands) Act 2017(4) (protective provisions: electronic communications code networks) that are exercisable due to the Secretary of State being an appropriate Minister by virtue of paragraph 32(2) of that Schedule.

(6) There are transferred to the Secretary of State for Science, Innovation and Technology the functions of the Secretary of State for Digital, Culture, Media and Sport under Part 3 of

(1) 2008 c. 17.
(2) 2008 c. 18.
(3) 2017 c. 30.
(4) 2017 c. 7.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Schedule 32 to the High Speed Rail (West Midlands - Crewe) Act 2021⁽⁵⁾ (protective provisions: electronic communications code networks) that are exercisable due to the Secretary of State being an appropriate Minister by virtue of paragraph 32(2) of that Schedule.

⁽⁵⁾ 2021 c. 2.