

*Status: Point in time view as at 25/01/2023.*

*Changes to legislation: There are currently no known outstanding effects for the Advanced Research and Invention Agency Act 2022, SCHEDULE 3. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 3

Section 9

#### CONSEQUENTIAL AMENDMENTS

##### *Public Records Act 1958*

- 1 In Part 2 of the Table in paragraph 3 of Schedule 1 to the Public Records Act 1958 (definition of public records), at the appropriate place insert—  
“Advanced Research and Invention Agency.”

##### **Commencement Information**

- I1** Sch. 3 para. 1 not in force at Royal Assent, see **s. 13(1)**  
**I2** Sch. 3 para. 1 in force at 25.1.2023 by **S.I. 2023/58, reg. 2**

##### *Parliamentary Commissioner Act 1967*

- 2 In Schedule 2 to the Parliamentary Commissioner Act 1967 (departments etc subject to investigation), at the appropriate place insert—  
“Advanced Research and Invention Agency.”

##### **Commencement Information**

- I3** Sch. 3 para. 2 not in force at Royal Assent, see **s. 13(1)**  
**I4** Sch. 3 para. 2 in force at 25.1.2023 by **S.I. 2023/58, reg. 2**

##### *House of Commons Disqualification Act 1975*

- 3 In Part 2 of Schedule 1 to the House of Commons Disqualification Act 1975 (bodies of which all members are disqualified), at the appropriate place insert—  
“The Advanced Research and Invention Agency.”

##### **Commencement Information**

- I5** Sch. 3 para. 3 not in force at Royal Assent, see **s. 13(1)**  
**I6** Sch. 3 para. 3 in force at 25.1.2023 by **S.I. 2023/58, reg. 2**

##### *Northern Ireland Assembly Disqualification Act 1975*

- 4 In Part 2 of Schedule 1 to the Northern Ireland Assembly Disqualification Act 1975 (bodies of which all members are disqualified), at the appropriate place insert—  
“The Advanced Research and Invention Agency.”

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**Commencement Information**

- I7** Sch. 3 para. 4 not in force at Royal Assent, see **s. 13(1)**  
**I8** Sch. 3 para. 4 in force at 25.1.2023 by S.I. 2023/58, **reg. 2**

*Income Tax (Earnings and Pensions) Act 2003*

- 5 In section 61L(1) of the Income Tax (Earnings and Pensions) Act 2003 (meaning of “public authority”), after paragraph (b) insert—  
 “(ba) the Advanced Research and Invention Agency.”

**Commencement Information**

- I9** Sch. 3 para. 5 not in force at Royal Assent, see **s. 13(1)**  
**I10** Sch. 3 para. 5 in force at 25.1.2023 by S.I. 2023/58, **reg. 2**

*Equality Act 2010*

- 6 In Part 1 of Schedule 19 to the Equality Act 2010 (authorities subject to the public sector equality duty), in the group of entries under the heading “Industry, business, finance etc.”, at the appropriate place insert—  
 “The Advanced Research and Invention Agency.”

**Commencement Information**

- I11** Sch. 3 para. 6 not in force at Royal Assent, see **s. 13(1)**  
**I12** Sch. 3 para. 6 in force at 25.1.2023 by S.I. 2023/58, **reg. 2**

*Small Business, Enterprise and Employment Act 2015*

- 7 The Small Business, Enterprise and Employment Act 2015 is amended as follows.

**Commencement Information**

- I13** Sch. 3 para. 7 not in force at Royal Assent, see **s. 13(1)**  
**I14** Sch. 3 para. 7 in force at 25.1.2023 by S.I. 2023/58, **reg. 2**

- 8 In section 7 (sections 4 to 6: interpretation), in subsection (2), for the definition of “public authority” substitute—  
 ““public authority” means—  
 (a) a public authority within the meaning of the Freedom of Information Act 2000 (see section 3 of that Act), or  
 (b) the Advanced Research and Invention Agency.”

**Commencement Information**

- I15** Sch. 3 para. 8 not in force at Royal Assent, see **s. 13(1)**  
**I16** Sch. 3 para. 8 in force at 25.1.2023 by S.I. 2023/58, **reg. 2**

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- 9 In section 22 (sections 21 and 23 to 25: “qualifying regulatory provisions” etc), in subsection (8), for the definition of “public authority” (but not the “and” immediately after it) substitute—

““public authority” means—

- (a) a public authority within the meaning of the Freedom of Information Act 2000 (see section 3 of that Act), or
- (b) the Advanced Research and Invention Agency;”.

**Commencement Information**

**I17** Sch. 3 para. 9 not in force at Royal Assent, see **s. 13(1)**

**I18** Sch. 3 para. 9 in force at 25.1.2023 by **S.I. 2023/58, reg. 2**

- 10 In section 27 (sections 21 to 25 etc: interpretation), in subsection (6), for the definition of “public authority” (but not the “and” immediately after it) substitute—

““public authority” means—

- (a) a public authority within the meaning of the Freedom of Information Act 2000 (see section 3 of that Act), or
- (b) the Advanced Research and Invention Agency;”.

**Commencement Information**

**I19** Sch. 3 para. 10 not in force at Royal Assent, see **s. 13(1)**

**I20** Sch. 3 para. 10 in force at 25.1.2023 by **S.I. 2023/58, reg. 2**

- 11 In section 28 (duty to review regulatory provisions in secondary legislation), in subsection (4), for the words following ““public authority”” substitute “means—

- (a) a public authority within the meaning of the Freedom of Information Act 2000 (see section 3 of that Act), or
- (b) the Advanced Research and Invention Agency.”

**Commencement Information**

**I21** Sch. 3 para. 11 not in force at Royal Assent, see **s. 13(1)**

**I22** Sch. 3 para. 11 in force at 25.1.2023 by **S.I. 2023/58, reg. 2**

**Commencement Information**

**I13** Sch. 3 para. 7 not in force at Royal Assent, see **s. 13(1)**

**I14** Sch. 3 para. 7 in force at 25.1.2023 by **S.I. 2023/58, reg. 2**

**I15** Sch. 3 para. 8 not in force at Royal Assent, see **s. 13(1)**

**I16** Sch. 3 para. 8 in force at 25.1.2023 by **S.I. 2023/58, reg. 2**

**I17** Sch. 3 para. 9 not in force at Royal Assent, see **s. 13(1)**

**I18** Sch. 3 para. 9 in force at 25.1.2023 by **S.I. 2023/58, reg. 2**

**I19** Sch. 3 para. 10 not in force at Royal Assent, see **s. 13(1)**

**I20** Sch. 3 para. 10 in force at 25.1.2023 by **S.I. 2023/58, reg. 2**

**I21** Sch. 3 para. 11 not in force at Royal Assent, see **s. 13(1)**

**I22** Sch. 3 para. 11 in force at 25.1.2023 by **S.I. 2023/58, reg. 2**

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### Enterprise Act 2016

- 12 In section 13 of the Enterprise Act 2016 (definitions used in Part 1), in the definition of “public authority”—
- (a) omit “or” at the end of paragraph (a);
  - (b) after paragraph (b) insert “, or
  - (c) the Advanced Research and Invention Agency.”

#### Commencement Information

**I23** Sch. 3 para. 12 not in force at Royal Assent, see [s. 13\(1\)](#)

**I24** [Sch. 3 para. 12](#) in force at 25.1.2023 by [S.I. 2023/58](#), [reg. 2](#)

### Data Protection Act 2018

- 13 The Data Protection Act 2018 is amended as follows.

#### Commencement Information

**I25** Sch. 3 para. 13 not in force at Royal Assent, see [s. 13\(1\)](#)

**I26** [Sch. 3 para. 13](#) in force at 25.1.2023 by [S.I. 2023/58](#), [reg. 2](#)

- 14 In section 7 (meaning of “public authority” and “public body”)—
- (a) in subsection (1), after paragraph (b) (but before the “and” at the end of that paragraph) insert—
    - “(ba) the Advanced Research and Invention Agency.”;
  - (b) in subsection (4), for “described in subsection (1)(a) or (b)” substitute “described or mentioned in subsection (1)(a), (b) or (ba)”.

#### Commencement Information

**I27** Sch. 3 para. 14 not in force at Royal Assent, see [s. 13\(1\)](#)

**I28** [Sch. 3 para. 14](#) in force at 25.1.2023 by [S.I. 2023/58](#), [reg. 2](#)

- 15 (1) Section 21 (definitions for purposes of Chapter 3 of Part 2) is amended as follows.
- (2) In subsection (5), in the definition of “FOI public authority”—
- (a) omit “or” at the end of paragraph (a);
  - (b) after paragraph (b) insert “, or
  - (c) the Advanced Research and Invention Agency.”
- (3) At the end insert—
- “(8) In relation to the Advanced Research and Invention Agency—
- (a) for the purposes of subsection (6)(a)—
    - (i) section 3(2) of the Freedom of Information Act 2000 is to be read as if “public authority” included that Agency, and
    - (ii) section 3(2) of the Freedom of Information (Scotland) Act 2002 ([asp 13](#)) is to be read as if “authority” included that Agency, and
  - (b) subsection (7) does not apply.”

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#### Commencement Information

- I29** Sch. 3 para. 15 not in force at Royal Assent, see [s. 13\(1\)](#)  
**I30** [Sch. 3 para. 15](#) in force at 25.1.2023 by [S.I. 2023/58, reg. 2](#)

#### Commencement Information

- I25** Sch. 3 para. 13 not in force at Royal Assent, see [s. 13\(1\)](#)  
**I26** [Sch. 3 para. 13](#) in force at 25.1.2023 by [S.I. 2023/58, reg. 2](#)  
**I27** Sch. 3 para. 14 not in force at Royal Assent, see [s. 13\(1\)](#)  
**I28** [Sch. 3 para. 14](#) in force at 25.1.2023 by [S.I. 2023/58, reg. 2](#)  
**I29** Sch. 3 para. 15 not in force at Royal Assent, see [s. 13\(1\)](#)  
**I30** [Sch. 3 para. 15](#) in force at 25.1.2023 by [S.I. 2023/58, reg. 2](#)

#### *Social Security Contributions (Intermediaries) Regulations*

- 16 (1) In regulation 3A of the Social Security Contributions (Intermediaries) Regulations 2000 ([S.I. 2000/727](#)) (meaning of “public authority”), after paragraph (b) insert—  
“(ba) the Advanced Research and Invention Agency.”
- (2) In regulation 3A of the Social Security Contributions (Intermediaries) (Northern Ireland) Regulations 2000 ([S.I. 2000/728](#)) (meaning of “public authority”), after paragraph (b) insert—  
“(ba) the Advanced Research and Invention Agency.”

#### Commencement Information

- I31** Sch. 3 para. 16 not in force at Royal Assent, see [s. 13\(1\)](#)  
**I32** [Sch. 3 para. 16](#) in force at 25.1.2023 by [S.I. 2023/58, reg. 2](#)

#### *Public Contracts Regulations*

- 17 (1) In regulation 2(1) of the Public Contracts Regulations 2015 ([S.I. 2015/102](#)), in the definition of “contracting authorities”, at the end insert “or the Advanced Research and Invention Agency”.
- (2) In regulation 2(1) of the Public Contracts (Scotland) Regulations 2015 ([S.S.I. 2015/446](#)), in the definition of a “contracting authority”, at the end insert “, but does not include the Advanced Research and Invention Agency”.

#### Commencement Information

- I33** Sch. 3 para. 17 not in force at Royal Assent, see [s. 13\(1\)](#)  
**I34** [Sch. 3 para. 17](#) in force at 25.1.2023 by [S.I. 2023/58, reg. 2](#)

#### *UK GDPR*

- 18 (1) In Article 2 of the UK GDPR (material scope), in paragraph (5)(d), for “and (7)” substitute “to (8)”.

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(2) In sub-paragraph (1), “UK GDPR” has the same meaning as in the Data Protection Act 2018 (see sections 3(10) and 205(4) of that Act).

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**Commencement Information**

**I35** Sch. 3 para. 18 not in force at Royal Assent, see [s. 13\(1\)](#)

**I36** [Sch. 3 para. 18](#) in force at 25.1.2023 by [S.I. 2023/58, reg. 2](#)

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