ORDER, DATED THE 30TH DAY OF SEPTEMBER, 1948, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT UNDER SECTIONS EIGHT AND TWENTY-EIGHT OF THE PUBLIC HEALTH AND LOCAL GOVERNMENT (ADMINISTRATIVE PROVISIONS) ACT (NORTHERN IRELAND), 1946.

1948. No. 281

WHEREAS by sections two and eight of the Public Health and Local Government (Administrative Provisions) Act (Northern Ireland), 1946 (in this Order referred to as " the Act of 1946 "), it is amongst other things provided that the Ministry of Health and Local Government (in this Order referred to as " the Ministry ") may from time to time by order or orders transfer to welfare authorities any functions of Boards of Guardians or of any officers of such Boards ;

AND WHEREAS it is further provided in section twenty-eight of the Act of 1946 that such an order may make provision for the abolition of any Board of Guardians from whom all functions have been or by that order are transferred ;

AND WHEREAS by virtue of the above recited powers the Ministry on the 5th day of July, 1948, made the Public Health and Local Government (Abolition of Boards of Guardians) Order (Northern Ireland), 1948 (in this Order referred to as " the principal Order ") (a) ;

AND WHEREAS it is further provided in the said section twenty-eight that an order made thereunder may be varied or revoked by a subsequent order ;

AND WHEREAS it appears to the Ministry to be necessary for the purpose of giving full effect to the provisions of the Act of 1946 that further provision should be made in respect of the matters to which the principal Order relates and that the principal Order should be varied accordingly.

NOW, THEREFORE, the Ministry in exercise of the above recited powers hereby orders as follows :—

1.—(1) This Order may be cited as the Public Health and Local Government (Abolition of Boards of Guardians) (No. 2) Order (Northern Ireland), 1948 ;

(2) This Order shall be construed as one with the principal Order.

2. In Article 2 of and the Schedule to the principal Order for the reference to the Schedule there shall be substituted a reference to the First Schedule.

3. For Article 7 of the principal Order there shall be substituted the following Article :—

(a) S.R. & O. (N.I.) 1948. No. 187.

"7.—(1) On the 30th day of September, 1948 —

(*a*) every transferor shall be abolished ; and

(*b*) the enactments set forth in the Second Schedule to this Order shall cease to have effect.

(2) During the period commencing on the 5th day of July, 1948, and ending on the 30th day of September, 1948, a transferor, notwithstanding anything in Article 2 of the General Order of the Local Government Board for Ireland made the 18th day of December, 1882, under the Poor Relief (Ireland) Act, 1838 —

(*a*) shall not be required to meet at stated regular intervals of time ;

(*b*) may meet when and so often as it thinks fit ;

(*c*) shall meet when and so often as the Ministry may direct."

4. On the 30th day of September, nineteen hundred and forty-eight, there shall be transferred from the several transferors set forth in the first column of the Third Schedule to this Order to the Councils of the Counties or County Boroughs set forth in the second column of that Schedule opposite the respective transferors all accounts, including documents in support thereof, and it shall be the duty of the appropriate County or County Borough Council to issue forthwith to the relevant Board of Guardians a written receipt for the said accounts and documents, and

(*a*) to hold and maintain those accounts,

(*b*) to receive all money which would have been payable to the relevant Board of Guardians if that Board had not been abolished,

(*c*) with the approval of the Ministry to pay out such moneys as would have been payable by the relevant Board of Guardians if that Board had not been abolished,

until such time as the Ministry is satisfied, after consultation with the local Government auditors, that the said accounts can be finally closed.

5. Section 85 of the Local Government (Ireland) Act, 1898, shall cease to have effect in so far as it relates to the employment by a rural district council of the clerk, treasurer or other officers of a Board of Guardians.

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this 30th day of September, 1948, in the presence of :—

(L.S.) *Thos. Elwood,*
Assistant Secretary.

SECOND SCHEDULE

Session or year and chapter	Short title	Extent of repeal
1 & 2 Vict., c.56	The Poor Relief (Ireland) Act, 1838.	Sections fifteen, twenty-two and twenty-eight to thirty; and, so far as unrepealed, sections sixteen to nineteen and section twenty-one.
2 & 3 Vict., c.1.	The Poor Relief (Ireland) Act, 1839.	The whole Act, so far as unrepealed.
6 & 7 Vict., c.92.	The Poor Relief (Ireland) Act, 1843.	Section twenty-one.
10 & 11 Vict., c.31	The Poor Relief (Ireland) Act, 1847.	Section four.
25 & 26 Vict., c.83	The Poor Relief (Ireland) Act, 1862.	Sections twenty-one and twenty-two.
59 & 60 Vict., c.5	The Poor Law Guardians (Ireland) (Women) Act, 1896.	The whole Act.
1946, c.8.	The Elections and Franchise Act (Northern Ireland), 1946.	References to boards of guardians, to a chairman, vice-chairman and deputy vice-chairman of a board of guardians, and to any officer of a board of guardians.

THIRD SCHEDULE

(1) Boards of Guardians from whom transfer is made	(2) County or County Borough Councils to whom transfer is made
Belfast	Belfast
Londonderry	Londonderry County Borough
Antrim Ballycastle Ballymena Ballymoney Larne Lisburn	Antrim
Armagh Lurgan	Armagh
Banbridge Downpatrick Hillsborough Kilkeel Newry Newtownards	Down
Enniskillen Irvinestown Lisnaskea	Fermanagh
Coleraine Limavady Magherafelt	Londonderry
Castlederg Clogher Cookstown Omagh Strabane	Tyrone