1973. No. 136 **[C]**

LOCAL GOVERNMENT

Transfer of Belfast Corporation Transport Functions (No. 2)

ORDER, DATED 27TH APRIL 1973, MADE BY THE MINISTRY OF DEVELOPMENT UNDER SECTION 134 OF THE LOCAL GOVERNMENT ACT (NORTHERN IRELAND) 1972.

The Ministry of Development on behalf of the Secretary of State and in exercise of the powers conferred on it by section 134 of the Local Government Act (Northern Ireland) 1972(**a**) and of every other power enabling it in that behalf hereby makes the following Order:—

Title and commencement

1. This Order may be cited as the Local Government (Transfer of Belfast Corporation Transport Functions) (No. 2) Order (Northern Ireland) 1973 and shall come into operation on the 27th April 1973.

Interpretation

2. In this Order—

"the Act" means the Local Government Act (Northern Ireland) 1972;

"district council" has the meaning assigned by section 1(3) of the Act;

"area board" means an Education and Library Board established under Article 3 of the Education and Libraries (Northern Ireland) Order 1972(**b**) or a Health and Social Services Board established under Article 16 of the Health and Personal Social Services (Northern Ireland) Order 1972(**c**);

"existing local authority" has the same meaning as in section 131(4) of the Act.

Secondary transfers

3.—(1) Any officer transferred by or under Article 6 of the Local Government (Transfer of Belfast Corporation Transport Functions) Order (Northern Ireland) 1973(**d**) may before 31st December 1973 (or, if no statement in writing of new terms and conditions of employment under Article 8 of the Local Government (Transfer of Belfast Corporation Transport Functions) Order (Northern Ireland) 1973 is then in force, before the service of such a statement) be transferred by his new employer, with the agreement of any Government Department, existing local authority, district council, area board, or public body, and of the officer, to the employment of that Department, authority, council, board or body.

(2) Where any officer is transferred under paragraph (1), Article 8 of the Local Government (Transfer of Belfast Corporation Transport Functions) Order (Northern Ireland) 1973 shall cease to apply to such officer in respect of his transfer under Article 6 of that Order, but shall apply to his transfer under this Article.

(**a**) 1972. c. 9 (N.I.).
(**b**) S.I. 1972, No. 1263 (N.I. 12).
(**c**) S.I. 1972, No. 1265 (N.I. 14).
(**d**) S.R. & O. (N.I.) 1973, No. 96.

Temporary modification of the Act

4. For the period to 31st December 1973 or until any officer transferred by or under Article 6 of the Local Government (Transfer of Belfast Corporation Transport Functions) Order (Northern Ireland) 1973 is served with a statement in writing of his new terms and conditions of employment as referred to in Article 3, the reference to "authority" or "authorities" in section 135(3) of the Act shall be treated as including the new employer mentioned in Article 3.

Sealed with the Official Seal of the Ministry of Development for Northern Ireland this 27th day of April 1973.

(L.S.) *B. D. Palmer,*
Assistant Secretary.

EXPLANATORY NOTE

(This note is not part of the Order, but is intended to indicate its general purport.)

This Order, made by the Ministry of Development under the Local Government Act (Northern Ireland) 1972, provides that any officer transferred to the Northern Ireland Transport Holding Company under the Local Government (Transfer of Belfast Corporation Transport Functions) Order (Northern Ireland) 1973 may be further transferred by the Holding Company, with the agreement of any Government Department, existing local authority, district council, area board, or public body, and of the officer, to the employment of that Department, authority, council, board or body.

Any such officer who is so transferred shall retain the protection in relation to terms and conditions of employment as is conferred under Article 8 of the Local Government (Transfer of Belfast Corporation Transport Functions) Order (Northern Ireland) 1973.