1973. No. 339

MOTOR VEHICLES

Driving Licences (Transfer of Functions) (Supplementary Provisions) Order (Northern Ireland) 1973

Made . . . . . *17th September* 1973

Coming into operation . . . *1st October* 1973

To be laid before the Parliament of the United Kingdom under paragraph 4(5)(b) of the Schedule to the Northern Ireland (Temporary Provisions) Act 1972.

In exercise of the powers conferred upon me by Article 15(2) of the Road Traffic (Amendment) (Northern Ireland) Order 1973(**a**) and section 1(1) of the Northern Ireland (Temporary Provisions) Act 1972(**b**) and of every other power enabling me in that behalf I hereby order as follows:—

1. This Order may be cited as the Driving Licences (Transfer of Functions) (Supplementary Provisions) Order (Northern Ireland) 1973 and shall come into operation on 1st October 1973.

2. In this Order—

"local authority" means a county council, Belfast County Borough Council or the Londonderry Development Commission;

"relevant functions" means the functions conferred on local authorities by the Road Traffic Act (Northern Ireland) 1970(**c**) (which provides for the licensing of drivers);

"the transfer date" means the date appointed by order of the Secretary of State on which the relevant functions shall be transferred to the Ministry of Home Affairs, that date being 1st October 1973(**d**).

3. Anything done by or in relation to a local authority before the transfer date in connection with any relevant functions (including in particular any consent given or requirement imposed by the local authority in that connection) shall be deemed on and after that date to have been done (or, as the case may be, to have been given or imposed) by or in relation to the Ministry of Home Affairs and anything begun before that date by or against a local authority in the exercise of any relevant functions (including in particular any legal proceedings to which the local authority is a party) may be carried on and completed on and after that date by or against the Ministry of Home Affairs, and any investigation or remedy under any enactment or otherwise in respect of any right or liability transferred to the Ministry of Home Affairs may be instituted, carried on or enforced by or against the Ministry of Home Affairs under the powers and provisions (if any) applicable thereto immediately before that date.

(**a**) S.I. 1973, No. 1229 (N.I. 17).
(**b**) 1972. c. 22.
(**c**) 1970. c. 2 (N.I.).
(**d**) See the Driving Licences (Transfer of Functions) (Appointed Date) Order (Northern Ireland) 1973 (S.R. & O. (N.I.) 1973, No. 338).

Dated this 17th day of September 1973.

W. S. I. Whitelaw,
One of Her Majesty's Principal
Secretaries of State.

EXPLANATORY NOTE

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

This Order provides that anything done by or in relation to a local authority in connection with its functions of licensing of drivers before the date on which those functions are transferred to the Ministry of Home Affairs (1st October 1973) shall be deemed after that date to be done by or in relation to the Ministry of Home Affairs, and that anything begun by or against a local authority in the exercise of those functions before that date may after that date be completed by or against the Ministry of Home Affairs.