The Transfer of Functions (Minister of Local Government and Planning and Minister of Transport) Order, 1951

1951 No. 751

Made - - - -	28*th April*, 1951
Laid before Parliament	30*th April*, 1951
Coming into Operation	1*st May*, 1951

At the Court at Buckingham Palace, the 28th day of April, 1951

Present,

The King's Most Excellent Majesty in Council

His Majesty, in pursuance of the Ministers of the Crown (Transfer of Functions) Act, 1946(**a**), is pleased, by and with the advice of His Privy Council to order, and it is hereby ordered, as follows:—

1.—(1) This Order may be cited as the Transfer of Functions (Minister of Local Government and Planning and Minister of Transport) Order, 1951.

(2) The Interpretation Act, 1889(**b**), applies for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

(3) This Order shall come into operation on the first day of May, nineteen hundred and fifty-one.

2. There are hereby transferred to the Minister of Transport the functions of the Minister of Local Government and Planning in relation to the authorisation of a compulsory purchase of land by a county council under section one hundred and fifty-nine of the Local Government Act, 1933(**c**), for the purpose of functions of the council under section forty-seven of the Highway Act, 1864(**d**) (which relates to the improvement of highways).

3.—(1) In the construction and for the purposes of any enactment or other instrument passed or made before the coming into operation of this Order, any reference to, or which is to be construed as a reference to, the Minister of Local Government and Planning shall, so far only as may be necessary for or in consequence of the transfer of functions effected by this Order, be construed as a reference to the Minister of Transport.

(2) The transfer of functions effected by this Order shall not prejudice the operation of any confirmation, authorisation or other thing given or done by the Minister of Local Government and Planning in relation to the functions transferred by this Order and before the coming into operation thereof, but any such matter shall, if then in force, continue in force to the like extent and subject to the like provisions as if it had been duly given or done by the Minister of Transport.

E. C. E. Leadbitter.

EXPLANATORY NOTE

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

This Order in Council is made under the Ministers of the Crown (Transfer of Functions) Act, 1946, and transfers to the Minister of Transport functions (which were transferred from the Minister of Health to the Minister of

(a) 9 & 10 Geo. 6. c. 31.
(b) 52 & 53 Vict. c. 63.
(c) 23 & 24 Geo. 5. c. 51.
(d) 27 & 28 Vict. c. 101.

Local Government and Planning by the Transfer of Functions (Minister of Health and Minister of Local Government and Planning) (No. 1) Order, 1951) in relation to the authorisation of a compulsory purchase of land by a county council for the purposes of Section 47 of the Highways Act, 1864, which relates to the improvements of highways.

The Order in Council also contains provisions rendered necessary by this transfer of functions.

The Transfer of Functions (Various Materials) Order, 1951

1951 No. 1242

Made - - - -	11*th July*, 1951
Laid before Parliament	11*th July*, 1951
Coming into Operation	12*th July*, 1951

At the Court at Buckingham Palace, the 11th day of July, 1951

Present,

The King's Most Excellent Majesty in Council

His Majesty, in pursuance of the Ministers of the Crown (Transfer of Functions) Act, 1946(**a**), is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered as follows:—

1.—(1) This Order may be cited as the Transfer of Functions (Various Materials) Order, 1951.

(2) The Interpretation Act, 1889(**b**), applies for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

(3) This Order shall come into operation on the twelfth day of July, nineteen hundred and fifty-one.

2. There are hereby transferred to the Minister of Materials—

(*a*) the functions of the Minister of Supply under section two of the Ministry of Supply Act, 1939(**c**), as amended by any subsequent enactment, in relation to articles of any description falling within the First Schedule to this Order;

(*b*) the functions of the Minister of Supply under section four of the said Act of 1939, as amended by any subsequent enactment, in relation to articles of any description falling within the First or Second Schedule to this Order;

(*c*) the functions transferred to the Board of Trade by the Transfer of Functions (Various Commodities) Order, 1946(**d**), and the Transfer of Functions (Ethyl Chloride and Kitchen Waste) Order, 1949(**e**), in relation to articles of any description falling within the Second Schedule to this Order:

Provided that this Article shall not transfer any of the said functions of the Minister of Supply—

(i) in so far as they are exerciseable in relation to articles required for use by any government department or by the armed forces of the Crown, or

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(a) 9 & 10 Geo. 6. c. 31. (b) 52 & 53 Vict. c. 63.
(c) 2 & 3 Geo. 6. c. 38. (d) S.R. & O. 1946 (No. 378) I, p. 1015.
(e) S.I. 1949 (No. 355) I, p. 2567.