

1992 No. 99

## INDUSTRIAL TRAINING

**Industrial Training (Road Transport Board) (Revocation)  
Order (Northern Ireland) 1992***Made* . . . . . 9th March 1992*Coming into operation* . . . . . 15th April 1992

The Department of Economic Development, in exercise of the powers conferred on it by Articles 14(1) and 19(1), (2)(b) and (7) of the Industrial Training (Northern Ireland) Order 1984(a) and of every other power enabling it in that behalf, hereby makes the following Order:—

*Citation and commencement*

1. This Order may be cited as the Industrial Training (Road Transport Board) (Revocation) Order (Northern Ireland) 1992 and shall come into operation on 15th April 1992.

*Interpretation*

2. In this Order:—

“the Board” means the Road Transport Industry Training Board established by the Industrial Training (Road Transport Board) Order (Northern Ireland) 1967(b);

“the remaining assets” includes all sums of money, property, rights and assets of the Board of whatsoever kind which remain after provision has been made to meet the liabilities of the Board and the expenses of winding-up.

“commencement day” means the day on which this Order comes into operation.

*Winding-up and transfer of assets*

3.—(1) On commencement day all assets and liabilities to which the Board is entitled or subject immediately before that day shall be transferred to the Department, and those assets shall vest in, and those liabilities shall become liabilities of, the Department.

(2) The Department shall make arrangements for the winding up of the affairs of the Board.

(3) Without prejudice to the generality of paragraph (2), the Department shall, as far as practicable, discharge the Board’s liabilities and the expenses of winding up from the assets of the Board vested in it by this Order.

(a) S.I. 1984/1159 (N.I. 9). Article 19 was amended by S.I. 1990/1200 (N.I. 8)

(b) S.R. & O. (N.I.) 1967 No. 30 as amended by S.R. & O. (N.I.) 1967 No. 236 and S.R. & O. (N.I.) 1973 No. 258.

*Application of assets*

4.—(1) The Department shall apply or transfer to any person to be applied, the remaining assets for the purpose specified in paragraph (2).

(2) The purpose referred to in paragraph (1) is the encouragement of training for employment.

*Dissolution of Board*

5.—(1) The Department shall, for the part of the Board's financial year ending on commencement day cause to be published a final report which shall include a statement of accounts of the Board to that date together with a copy of any report on those accounts made by Auditors appointed by the Department.

(2) On a date falling 4 weeks after the date of publication pursuant to paragraph (1) the Board shall be dissolved.

(3) The Department shall cause notice of the date of dissolution of the Board to be published in the Belfast Gazette.

*Incidental, transitional and consequential provisions*

6.—(1) Any legal proceedings (other than legal proceedings in relation to land or chattels transferred under Article 4(1)) which, but for this Order, could have been commenced or continued by or in relation to the Board, may be commenced or continued by or in relation to the Department.

(2) Every contract, agreement, licence and authority, whether written or not, and every deed, bond, instrument and document made before commencement day and still in effect at that time which relates to property (except land or chattels transferred under Article 4(1)), rights or obligations of the Board shall continue in effect but subject to the following modifications, so far as they are applicable—

- (a) if the Board is a party thereto the Department shall be substituted as that party;
- (b) for a reference (however worded and whether express or implied) to the Board there shall, as respects anything falling to be done or occurring after that time, be substituted a reference to the Department;
- (c) for a reference (however worded and whether express or implied) to the members or any member, or to any officer or officers of the Board there shall be substituted, as respects anything done or falling to be done or occurring on or after commencement day, a reference to the Department; and
- (d) for a reference to the office or place of business of the Board there shall be substituted a reference to the office or place of business of the Department.

*Revocation*

7. The Industrial Training (Road Transport Board) Order (Northern Ireland) 1967 and the Industrial Training (Road Transport Board) Order (Northern Ireland) 1973 are hereby revoked on the day on which the Board is dissolved by virtue of Article 5.

Sealed with the Official Seal of the Department of Economic  
Development on 9th March 1992.

(L.S.)

*Malcolm J. Briant*

Assistant Secretary

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#### EXPLANATORY NOTE

*(This note is not part of the Order.)*

This Order provides for the winding up of the Road Transport Industry Training Board, which was established by the Industrial Training (Road Transport Board) Order (Northern Ireland) 1967, and for the revocation of that Order. Any assets remaining after provision has been made to meet liabilities and the expense of winding-up are to be applied for the purpose of encouraging training for employment. It also provides for the revocation of the Industrial Training (Road Transport Board) Order (Northern Ireland) 1973 which amended the above Order.